SHRI NILOTPAL BASU: I want him to say, specifically, that there was no assurance. *...Interruptions...*

MR. CHAIRMAN: No discussion can be allowed on this. *...Interruptions...* Please take your seat. ... *(Interruptions))...* No discussion will be allowed. *...Interruptions* इस पर कोई चर्चा नहीं होगी । **...(व्यवधान)...** अब आप बैठिए । **...(व्यवधान)...**

श्री नीलोत्पल बसु : सर, माननीय ग्रह मंत्री जी बोल रहे हैं।

श्री सभापति : यह ठीक है । **....(व्यवधान)...**

श्री नीलोत्पल बसु : सर, ठीक है **...(व्यवधान)...** लेकिन इसका मतलब है कि कोई एशोरेंस नहीं हुआ । **...(व्यवधान)...**

MR. CHAIRMAN: I am not in a position to allow any discussion at the present moment. *...Interruptions...No,* please take your seat. ... *(Interruptions)...* Shri P.G. Narayanan, you please start. ... *(Interruptions)...* Calling Attention Motion is being discussed. ...Interruptions... No, I won't allow. *...Interruptions...*Nothing will go on record. ... *(Interruptions)...* बैठिए-बैठिए । यह नहीं होगा ।

CALLING ATTENTION TO MATTER OF URGENT PUBLIC IMPORTANCE

Situation arising out of disputes over the sharing of inter-state river waters of Cauvery and Krishna rivers and action taken by Government with regard thereto

SHRI P.G. NARAYANAN (Tamil Nadu): Sir, I beg to call the attention of the Minister of Water Resources to the situation arising out of disputes over the sharing of inter-state river waters of Cauvery and Krishna rivers and action taken by Government with regard thereto.

THE MINISTER OF WATER RESOURCES (SHRI ARJUN CHARAN SETHI) : Sir, the dispute relating to sharing of Cauvery water among States of Karnataka, Kerala, Tamil Nadu and Pondicherry was referred to the Cauvery Water Disputes Tribunal (CWDT) constituted on June 2, 1990. The Tribunal has not submitted its final report and decision.

The CWDT had in June, 1991, passed an interim order directing the State of Karnataka for releasing water from its reservoirs so as to ensure 205 thousand million cubic ft. (TMC) of water in Mettur reservoir of Tamil Nadu in a water year, in fixed monthly and weekly pattern. The Tribunal had also given certain clarifications in April, 1992 and December, 1995, on its Order of June, 1991.

The Central Government had published the Order of the Tribunal under section 6 of the Inter State Water Disputes (ISWD) Act, 1956 in 1991, thus, making the Order final and binding on the parties to the dispute. The Order of the Tribunal is to be given effect to by the party States.

[THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) in the Chair]

Further, under the provisions of section 6 A of the ISWD Act, 1956, the Central Government has notified a Scheme called Cauvery Water (implementation of the Order of 1991 and all subsequent Related Orders of the Tribunal) Scheme, 1998, consisting of Cauvery River Authority and Monitoring Committee. The Cauvery River Authority consists of the Prime Minister as Chairperson and Chief Ministers of the basin States as members. The authority has held six meetings so far, and the Monitoring Committee has held 17 meetings.

Sir, regarding Krishna Water Disputes, the Central Government constituted the Krishna Water Disputes Tribunal (KWDT) in April, 1969, for adjudication of the water disputes of Krishna. The Krishna Water Disputes Tribunal submitted its report and decision in 1976. The decision was published by Central Government in the Official Gazette on 31.5.1976. As per the KWDT direction, at any time after 31st May, 2000, the order of the KWDT may be reviewed or revised by a competent authority or Tribunal.

The Central Government received requests under Section 3 of the Inter-State River Water Disputes (ISRWD) Act, 1956, from the States of Karnataka, Maharashtra and Andhra Pradesh in October, 2002, December, 2002 and January, 2003 respectively requesting for constitution of a Krishna Water Disputes Tribunal under section 4 of the ISRWD Act, 1956, and referring to the tribunal for adjudication and decision, the water disputes and matters connected therewith or relevant to water disputes emerging from the letters of complaint. The constitution of a second Tribunal for Krishna

Water Disputes under Inter-State River Water Disputes (ISRWD) Act, 1956, is being processed by the Government.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU): Now, Mr. P.G. Narayanan, before you start, I would say that this is a Calling Attention; so, as per rules, you will have to frame your intervention in the form of questions.

SHRI P.G. NARAYANAN: No, Sir. It is a very important matter.

SHRI C. RAMACHANDRAIAH (Andhra Pradesh): Sir, it is a very important matter.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : No, I have absolutely no dispute with you on that. I am just reiterating the rules of procedure that since this is a Calling Attention, therefore, whosoever speaks will have to frame his/her intervention in the form of questions to be put to the Minister on the basis of the statement that he has made.

SHRI N. JOTHI (Tamil Nadu): Sir, we will do it in both ways, debate as well as questions.

SHRI P.G. NARAYANAN: Yes. Sir.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU): So far as I am sitting in the Chair, it is my responsibility to remind you of the rules, and also about the time. You are given seven minutes.

SHRI N. JOTHI: Sir, we will co-operate with you.

SHRI P.G. NARAYANAN : Sir, Cauvery is the only perennial river in the State, and the river valley civilization is thousand years old. Sir, so far, the existing mechanism including courts of law have failed to render justice to the lakhs of farmers in Tamil Nadu. Tamil Nadu is now being pushed to a position of *Thar* desert because of the recalcitrant, adamant and hostile attitude of the Karnataka Government. Sir, the Cauvery River Water Tribunal, a neutral body, which went into the entire dispute, has recommended nearly 12 years ago that Karnataka should release 205 TMC of water to Tamil Nadu; even the monthly release has been notified by the

Tribunal. The twelve years' experience of Tamil Nadu with regard to the implementation of the Tribunal order is a sad commentary of how the law of the land is being willfully violated by the regime in Bangalore, irrespective of the political parties in power there. *...Interruptions...*

SHRI K.B. KRISHNA MURTHY (Karnataka): Sir, we take objection to this. *...Interruptions...*There are certain things which are objectionable to us. I think, it should not go on record. ... *(Interruptions)...* It is highly objectionable. It should not go on record. *...Interruptions...*

SHRI N. JOTHI: It will go on record. It should be recorded. *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU): You do not have to shout. *...Interruptions...*

SHRI K.B. KRISHNA MURTHY: Now, whatever is being allowed should be in the form of a question. *...Interruptions...*

SHRI P.G. NARAYANAN: Sir, they can put their view points when their turns come. *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : Just a minute. I think, I should make it very clear that we can spend some more time on discussion, if we do not spend time on quarrel; and I am aware that there will be quarrel. I think the language that is used also could be temperate because... *(Interruptions)...* Please, I do not need any comment. ... *(Interruptions)...* I am trying to solve your problem. ... *(Interruptions)...* You do not further *...Interruptions...*

MISS MABEL REBELLO (Madhya Pradesh) : Sir, Sir, *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : Miss Rebello, please sit down. Please sit down. You should not talk out-of-turn. *...Interruptions...* You have nothing to do with this. I want to make this very clear that we have to use the time available to us as effectively as possible.

SHRI P.G. NARAYANAN:. Sir, my time is being taken away.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : Let me complete. *...Interruptions...*Therefore, it is advisable that whatever you have to say, without compromising anything on the content, use temperate language so that quarrel does not break off, and we can save time for the actual debate. Yes, Mr. Narayanan. *...Interruptions...*

SHRI H.K. JAVARE GOWDA (Karnataka) : Sir, I want to make one submission.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : No submission. No submission. *...Interruptions...*Mr. Javare Gowda, you please sit down; no submission on this. ... *(Interruptions)...* Please sit down. No; I am not going to allow. *...Interruptions...*You please sit down. I am not going to allow. You speak when your turn comes. *...Interruptions...*Please do not spoil the time of the House. Please sit down. I am not going to allow. *...Interruptions..A* am not going to allow. I am not going to allow. Please sit down. Yes, Mr. Narayanan, carry on;

SHRI P.G. NARAYANAN: Sir, when there is a good South-West monsoon followed by massive rainfall in catchment areas and when the Karnataka could not hold water in the reservoir, the same is released to Tamil Nadu. So, when there is distress, the entire water should be available only to Karnataka, and not even a drop of water should go to Tamil Nadu. This is the state of affairs. So, the Cauvery river has been converted now into a drainage canal through evil designs of Karnataka Government. I am really pained to draw the attention of the entire House that a distress sharing formula, that is, sharing of distress between two States has not been evolved. All the attempts to evolve the distress sharing formula has been wilfully sabotaged by the Karnataka Government on one pretext or the other. I am sorry to say that the two national parties, the Congress and the BJP, which have little political stakes in Tamil Nadu, naturally do not have the political will to evolve a distress sharing formula *...Interruptions...*

SHRI K. B. KRISHNA MURTHY: It is not relevant here *...Interruptions...*

THE VICE-CHAIRMAN .SHRI NILOTPAL BASU) : I think you are raising issues extraneous to the subject *...Interruptions...*

SHRI N. JOTHI : He is telling the truth *...Interruptions...*

SHRI PRANAB MUKHERJEE (West Bengal) : It must be expunged *...Interruptions...*This must be expunged.

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : I don't like this ... *(Interruptions)...* Please, sit down *...Interruptions...* Please, sit down ... *(Interruptions)...* Just sit down ... *(Interruptions)...* Nothing is going on record *...Interruptions...* Please, sit down ... *(Interruptions)...* I am telling you, I am on my legs ... *(Interruptions).* ..I am on my legs *...Interruptions.. Mr.* Ravi, please sit down ... *(Interruptions)...* I will adjourn the House. If this is helping your cause, I will adjourn the House ... *(Interruptions)...* What is this? *...Interruptions...* Nothing is going on record ... *(Interruptions)...* Please, sit down *...Interruptions..A* am telling you, nothing is going on record, first of all; and secondly *...Interruptions...you* sit down ... *(Interruptions)...* the Chair is on its ... *(Interruptions)...* no, please, you sit down *...Interruptions...* Please, sit down *...Interruptions...No,* Mr. Gnanadesikan, you must sit down *...Interruptions...*You see, you cannot do this. When I am on my legs, you cannot stand up. What I am saying is, we know this is a contentious issue. There will be points made with which other people do not agree. But, at the same time, I think we will be setting a very bad precedent to the whole world if we, as seniors, as representatives of the people, cannot make our points in a manner where the debate takes place on the real issues. Therefore, at the very outset, I told you, don't use intemperate language, don't bring in extraneous issues.

SHRI P. G. NARAYANAN : I did not use...

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : No, please, listen. Therefore, what happens is that we waste the time of the House and the time utilized on this debate will not be commensurate with the gravity of the issue. You can make the same points, but you don't have to go out of the way, making charges and counter charges. And no shouting helps anybody.

SHRI N. JOTHI : We are only giving the background, Sir *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : I am telling you very clearly *..[.Interruptions...]* am telling you very clearly

...Interruptions...No, Dr. Maitreyan, you will have to sit down. I am telling you very clearly, if this goes on, we will adjourn the House and this debate will never get completed. It does not help anybody.

SHRI PRANAB MUKHERJEE : It is not the background *...Interruptions...*

SHRI N. JOTHI : I don't know why this gentleman is shouting like this *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU): No, please *...Interruptions.. A* am telling you, nothing is going on record *...Interruptions...*Nothing is going on record *...Interruptions...*You carry on *...Interruptions...Nothing* is going on record *...Interruptions...*Nothing is going on record *...Interruptions...*You can shout as much as you like ... *(Interruptions).* ..You can go on shouting as much you like *...Interruptions...Nothing* will go on record *...Interruptions...You* are not helping your own cause. That is why, I told you to put it in the form of a question. You don't go out of the way to accuse other people ... *(Interruptions)...* They will also indulge in counter-allegations ... *(Interruptions)...* It is not done ... *(Interruptions)...* It doesn't help your cause. You carry on. Nothing is going on record *...Interruptions...*

SHRI P.G. NARAYANAN : Sir, distress-sharing formula should be based on the principle of sharing in distress conditions. The objective of this formula should be *pro-rata* sharing of available water in times of distress. The Cauvery Monitoring Committee of experts was given powers to evolve this distress-sharing formula about a month ago. We have not heard anything about the success or failure of that latest mission. I would like to urge upon the Government that distress-sharing formula should be evolved within a week so that farmers in Tamil Nadu can commence the cultivation of 'kuruvai' crop. The State has lost all the three crops last year. I would like to warn the Central Government against pushing the State to similar situation this year also. . I would also like to emphasise that if the Centre, due to political consideration, does not evince interest in this issue, then it is pushing the State into becoming the Thar Desert of South India. Such a situation can pose a threat to the unity and integrity of the country. If Pakistan can have its due share of Indus water from India, Tamil Nadu has the legitimate right to get the share of water during distress years.

'Distress' does not mean that the Cauvery water entirely belongs to Karnataka; distress has to be shared equally. Our leader and Chief Minister, Dr. Puratchi Thavaivi, tried her level best with the successive Governments at the Centre *...Interruptions...*

SHRI K.B. KRISHNA MURTHY: He is making a wrong statement. We cannot allow him *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU): Please sit down. ... *(Interruptions)...* Have I identified you? *...Interruptions...We* cannot go on like this. ... *(Interruptions)...* Shri Krishna Murthy, you try to understand, we cannot go on like this. ... *(Interruptions)...* How are you speaking out of turn? ... *(Interruptions)...* Have I identified you? *...Interruptbns..Have* you asked for the permission of the Chair? *...Interruptions...You* cannot do this. *...Interruptions...*Madam, please sit down. *...Interruptions..A* am not going to allow this. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: They are blocking the water. *...Interruptions...*

SHRI H.K. JAVARE GOWDA: He has nothing to do with this. *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : I am not going to allow ... *(Interruptions)...* Shri Javare Gowdaji, please sit down. *...interruptions...*

SHRI P.G. NARAYANAN: Sir, our leader, Chief Minister of Tamil Nadu has tried her level best with successive Governments at the Centre from Shri Narsimha Rao to Shri Vajpayeeji to seek justice for Tamil Nadu. She even went on *...Interruptions...*

THE VICE-CHAIRMAN (SHRI NILOTPAL BASU) : Mr. Narayanan, I remind you that the issue here is the statement but not what you have done.

[THE DEPUTY CHAIRMAN, in the Chair]

SHRI P.G. NARAYANAN: She even went on fast-unto-death on this burning issue. But justice was not rendered to Tamil Nadu. Madam, I

submit that the BJP, particularly the Prime Minister, is playing a vote bank politics simply because the BJP does not have *...Interruptions...*

THE DEPUTY CHAIRMAN: Please, take your seats. *...Interruptions...*

SHRI K.B. KRISHNA MURTHY: The Chief Minister went on fast-unto-death. ... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Please, one minute *...Interruptions...* What is the discussion today? It is about sharing of inter-State river waters of Krishna and Cauvery. It means that you want more water for your State.

SHRI N. JOTHI: Not 'more water', but 'due water', Madam. *...Interruptions...*

THE DEPUTY CHAIRMAN: Don't scream at the Chair. It is bad enough *...Interruptions...*Please wait a minute. It is bad enough that you are shouting at each other. It is equally worse if the Chair is speaking to you and *...Interruptions...* Just see how all of you are behaving. I am going to give you the tape and you see for yourself your behaviour. The discussion is of a serious nature. People want water. You should talk on the subject. Please don't make such statements which neither you will be able to speak, nor others will let you speak. So, why don't you concentrate on your speech, which will give you some result? If it is not for political consideration, please concentrate on water. And, the Minister is there to answer. He will not answer the rest of the House.

SHRI P.G. NARAYANAN: Karnataka is an upper riparian State and has consistently been denying our rightful share of Cauvery water to Tamil Nadu despite the interim award of Tribunal and orders of Supreme Court and the Cauvery River Authority.

SHRIMATI PREMA CARIAPPA (Karnataka) : Madam, Karnataka Government has never *...Interruptions...*

THE DEPUTY CHAIRMAN: You please sit down. She asked me. You sit down. *...Interruptions...* I would like to tell one thing to the Members coming from the other State,, Karnataka, that your names are also

there. Whatever answer you have to give, please give it in a parliamentary debating manner and not by interrupting. In that way, neither you will be hurt, nor they will be hurt. *...Interruptions...*

SHRIMATI PREMA CARIAPPA: They are making such allegations against the Government of Karnataka. *...Interruptions...*

THE DEPUTY CHAIRMAN: Please sit down for a minute. Can you? The main thing is that Parliament is for debate. If they are making any allegation or wrong statement, your name is listed here. Somebody from your State should correct him. That is the meaning of debate. Interrupting and making noise is neither going to bring any result nor any benefit to you, but, it will be detrimental to your job. Please, even the red light has been switched on. Even it accepts. Now, please take your seats. Listen peacefully, make notes of what he is saying, and whoever is going to speak from your State, he can reply. There is no point in getting angry. He is definitely not going to speak what you want him to speak. And, Mr. Narayanan, would you please confine yourself to the main issue rather than making allegations.

SHRI P.G. NARAYANAN: Yes, Madam. What has already been happening in Tamil Nadu is now happening in Andhra Pradesh also. *...Interruptions...*

THE DEPUTY CHAIRMAN: Please, all the DMK and AIADMK Members should not sit together. They should go back to their seats. It is a serious matter. Please go back to your seats. Please sit; I can handle it *...Interruptions...* DMK and AIADMK Members are unnecessarily sitting together. This is not the way to gang up and say something ... *(Interruptions)*...Please sit. I do not need your help. Mr. Gowda, please wait for your time, don't interrupt. You also sit down.

SHRI P.G. NARAYANAN: What has already happened in Tamil Nadu, is now happening in Andhra Pradesh also. The Karnataka Government has constructed three dams - Hemavati, Kabhini and Hirangi without the prior permission of the Central Government. Now, they are doing it against Andhra Pradesh by constructing dams across Krishna and Tungabhadra rivers and blocking the flow of water to Andhra Pradesh. Madam, for Andhra Pradesh, denial of low riparian rights..*Interruptions...*

THE DEPUTY CHAIRMAN: Please. Nothing is going on record. If anybody interrupts in the House, it will not go on record. So, there is no point and I will see to it that it is also not reported in the newspapers. So, if you are doing it for the sake of newspapers, it will not be reported. Please, let him speak and when your turn comes, you can also speak. You are most welcome to do so. Please don't interrupt now.

SHRI P.G. NARAYANAN: For Andhra Pradesh, denial of lower riparian rights is a recent phenomenon. Madam, as far as Tamil Nadu is concerned, for over 30 years, that is, since 1974 onwards, Karnataka has been denying us our rightful share of Cauvery water. The Central Government, whether it is led by Congress, Janta Dal or BJP has never rendered justice to Tamil Nadu considering their political stakes' in Karnataka, since they have no big presence in Tamil Nadu. Even according to international.. *(Interruptions)...*

THE DEPUTY CHAIRMAN: He has asked me *...Interruptions...* Please sit down *...Interruptions...* I will adjourn the House. If you don't control your...*Interruptions...* Nothing is going on record. Please go back to your seats. *...Interruptions...* Just one minute. I will request.. *(Interruptions)...* Please sit down. I will request all those..*Interruptions...* आप बैठ जाइये । आप बैठ सकते हैं । आप अपनी जगह पर बैठ जाइये । ...(**व्यवधान**)...इतना सब हो रहा है । Please sit down. Take your seats. *...Interruptions...* Take your seats. *...Interruptions...*

SHRI P.G. NARAYANAN: When your turn comes, you can say anything. *...Interruptions...*

THE DEPUTY CHAIRMAN: We cannot have a discussion in such an atmosphere. *...Interruptions...* We cannot have a discussion..... *...Interruptions...* I will not allow you to interrupt him like this. *...Interruptions...* आप बैठ जाइये । आप बैठ जाइये । आप भी बैठ जाइये । ...(**व्यवधान**)...

down. I think, Mr. Parmar, you unnecessarily disrupt the House all the time. *...Interruptions...* Please sit down and take your seats. Sit down. *...Interruptions...* Sit down. Please sit down. ... *(Interruptions)...* Please take your seats*... (Interruptions)...* Otherwise, I will have to *name..Interruptions... No,* I am not allowing you. You have no business to speak. Please sit down. *...Interruptions...* I will ask Mr. Jothi to go back to his seat. Mr. Jothi, please go back to your seat. *...Interruptions...* Please

sit down. Mr. Syed Khan should go back to his seat. ...*Interruptions*... Mo, no issue. Without the permission of the Chair, you cannot commence it. ...*Interruptions*... Mr. Perumal, go back to your seat.

Is it a House or is it a bazaar that you want to make into. Please sit down. I said, sit down. I warn every Member that if anybody speaks without my permission, I would definitely name that person, and, it will go down in the history. So far, I have not named anybody in this House. But, there is a limit. Why should everybody get up and shout like this? This is not fair. Very senior Members are doing it, and, you please finish your speech otherwise I am going to call the next person.

SHRI P.G. NARAYANAN: Madam, even according to the International law, lower riparian rights have to be protected. We would like you to remember that there are 40 Lok Sabha seats, 39 in Tamil Nadu and one in Pondicherry, and, there are 42 Lok Sabha seats in Andhra Pradesh. The Central Government cannot bear to ignore this, and, if all the 81 seats go against you, imagine your fate after the next Lok Sabha elections. I want to make one thing clear that the people of Tamil Nadu and Andhra Pradesh will work shoulder to shoulder to see that the evil designs of Karnataka Government do not succeed. Thank you.

श्री बालकवि बैरागी (मध्य प्रदेश) **:** मैडम**,** आज श्री एन**.** जोती जी का जन्म दिन है इसलिए बोल रहे हैं। ...(**व्यवधान**)...

THE DEPUTY CHAIRMAN: We will wish him. ...*Interruptions*... He is asking for water as a birthday gift.

SHRI N. JOTHI: Madam, if Cauvery water comes, that is my birthday gift.

THE DEPUTY CHAIRMAN: Now, let Mr. Poojary speak, and no cross talks.

श्री बालकवि बैरागी : मैडम**,** आज जोती जी का जन्मदिन है**,** इसलिए इतना सब हो रहा है

THE DEPUTY CHAIRMAN:. We will wish him..*Interruptions*...

AN HON. MEMBER: Give him water on his birthday.

THE DEPUTY CHAIRMAN: He is asking for water as his birthday gift. *...Interruptions...* Now, let Mr. Poojary speak and no cross talk.

SHRI JANARDHANA POOJARY (Karnataka): Madam, the people of Karnataka and Tamil Nadu are interested in Cauvery water. The Cauvery is an inter-state river. The riparian States are Kerala, Karnataka, Tamil Nadu and Union Territory of Pondicherry; four States are involved. As per the Interim Order of the Tribunal, Karnataka was directed to release 205 tmc of water in Mettur reservoir of Tamil Nadu and they have been asked not to increase the irrigated area in Cauvery basin beyond 11.2 lakh acres. Madam, there was no dispute earlier. People of Tamil Nadu and Karnataka, they lived in peace like brothers and sisters. We want to live as brothers and sisters, not only between Karnataka and Tamil Nadu, but also with the people of Andhra Pradesh and Kerala. *...Interruptions...* I will come to that. Please, hear. Now, why this dispute has become so serious? Because there was drought in Karnataka for the last three years. *...Interruptions..Yes,* I will come to that. The point is that due to drought there was distress and the Karnataka Government could not release water, as per the Interim Order, of 205 tmc to Tamil Nadu. The peasants, the farmers of Karnataka started agitation and there was lathicharge; in spite of the fact that the Karnataka Government was experiencing pain, and particularly its Chief Minister; in spite of the fact that the reality was that the farmers were not having water and not even Karnataka people because of the drought, water was released. Drought was not a man made situation. Because of drought, they were not in a position to supply even drinking water to the people. When that was the situation, the Chief Minister was not able to give sufficient water to Tamil Nadu as per the Interim Order. It was explained to Tamil Nadu people and also to hon. Chief Minister of Tamil Nadu. Unfortunately, it was not heeded to and Tamil Nadu Government went to the Supreme Court. Madam, the Supreme Court passed an order after taking into consideration all the aspects and distress condition not only in Karnataka but also in Tamil Nadu. The Supreme Court directed the Karnataka Government to release water from its reservoirs so as to ensure an average inflow of 4500 cusecs perday amounting to about .4 tmc per day to Mettur reservoir. This Order was subject to modification by the CRA. Then, Madam, the CRA met on 10.2.2003 and an emergency meeting was called and then the CRA directed the Karnataka Government to make

available 4500 causec per day on an average at Mettur for another three days in continuation of the Supreme Court Order dated 06.02.2003, and said thereafter, Karnataka may ensure flows as per the Interim Order of the Tribunal and Tamil Nadu will make a proportionate release to Pondicherry. This order was complied by Karnataka Government. Water was released in spite of the fact that there was no water. Madam, there was a lot of agitation. The people of Karnataka, particularly farmers, were aggrieved and they were pained to see the flow of water to Mettur reservoir when there was no sufficient water. Now, the question is whether there is sufficient water, even today. Even today, there is no sufficient water. You know, Madam, that 25 districts are suffering from drought. *...Interruptions...* 126 talukas are suffering from drought. There is no water. *...Interruptions...* I will come to that. ... *(Interruptions)...* I do not say that there is sufficient water in Tamil Nadu. *...Interruptions...*

THE DEPUTY CHAIRMAN: Let me hear. *...Interruptions...*

SHRI JANARDHANA POOJARY: In spite of the fact that there is no sufficient water, we are able to supply the water as per the Supreme Court Order, as per the Order of the CRA. *...Interruptions...*Please hear me. ... *(Interruptions)...* Please hear me. *...Interruptions...*

THE DEPUTY CHAIRMAN: One second. ... *(Interruptions)...* Would you let me hear what he is saying? ... *(Interruptions)...* You heard it. It is your problem. You know the problem. It is not connected with the State from where I come. So, it is necessary for me to hear what he is saying and the meaning of it. Okay? *...Interruptions..Mow* can I say that till I know what he is saying? And how can he say what you want him to say? Let him say what he wants to say; it is his right. But if he is making a wrong statement, it is to be correct*ed..Interruptions...*

SHRI N. JOTHI: Madam, I want to correct him.

THE DEPUTY CHAIRMAN: Okay. Your name is there. *...Interruptions...*

SHRI JANARDHANA POOJARY: You can correct it afterwards. When your turn comes, you can speak and correct it. *...Interruptions...*

THE DEPUTY CHAIRMAN: Your name is there. When you speak, you, please correct it. I would be happy if you correct each other; that will be much better. *...Interruptions...*

SHRI N. JOTHI: Madam, I want to correct it. I want to have one minute for that. *...Interruptions...*

THE DEPUTY CHAIRMAN: He can correct it, not you. *...Interruptions...* Your name is not there. I won't permit you. But Mr. Thirunavukkarasu can do it.

SHRI N. JOTHI:' Madam, I want to put questions.

THE DEPUTY CHAIRMAN: You cannot put questions to him. You can put questions to the Minister only. He is not a Minister here. *...Interruptions...* Just a minute. Mr. Poojary, will you wind it up because I have to adjourn the House for lunch in 20 minutes and we have names of many Members to speak on this issue?

SHRI JANARDHANA POOJARY: Madam, as they have stated that it is a very serious matter,...

THE DEPUTY CHAIRMAN: They made a noise.

SHRI JANARDHANA POOJARY : ..we should not quarrel for that purpose. That is why, I am submitting, Madam, that if they prove that the Government of Karnataka has not complied with the Supreme Court Order, and also with the CRA Order, they can go and make a complaint; they can prove it. If I am wrong, forget it, and if the Government of Karnataka has not complied with the Supreme Court Order, they can go and make a complaint; they can prove it; and they will be heard for our contempt of court. *...Interruptions...* Now, the question is very simple.

SHRI N. JOTHI: Madam, I want to speak...

THE DEPUTY CHAIRMAN: No, you can't. *...Interruptions...* It is not a question of "how". I have to permit you and till I permit you, you would; I am not permitting you. ... *(Interruptions)...* I can't permit you. Under any rule, you have no right to speak without permission. ... *(Interruptions)...* I am not

giving you permission. ... *(Interruptions).* ..Let your hand be raised like that; you continue to stand there; no problem. I have no problem. *...Interruptions...* Please sit down..*Interruptions...* Please sit down.

SHRI N. JOTHI: Madam, I want to speak.

THE DEPUTY CHAIRMAN: Not now. Behave like a decent Member of Parliament.

SHRI JANARDHANA POOJARY: Earlier, there was no quarrel because we used to supply 205 tmc of water to Tamil Nadu and from their catchment area they were getting 250 tmc of water. There was no quarrel at all. Because there is now...*Interruptions...*

SHRI N. JOTHI: It is a wrong information.

SHRI JANARDHANA POOJARY: It is all right. You can correct. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, he is giving distorted figures.

SHRI JANARDHANA POOJARY: You can correct it afterwards. *...Interruptions...*

THE DEPUTY CHAIRMAN: Just one second, please. In a debate, finally, the Minister has to decide whether you are making a correct statement or whether he is making a correct statement or whether anybody else who is speaking is making a correct statement. I am nobody to say whether he is speaking right or wrong; neither can you. You are giving your version and he is giving his version. ... *(Interruptions)...* I am telling you all this in the earnestness of a good parliamentarian. I advise you, let the Minister answer. I am quite sure that the Minister cannot make a wrong statement because he will be hauled up by the House for speaking wrong in the House. So, let the onus be put on the Minister. Why do you take it on yourselves? Or why does he take it on himself? *...Interruptions...*

SHRI N. JOTHI: Then, we have to keep quiet. *...Interruptions...*

THE DEPUTY CHAIRMAN: You should keep quiet, and when your time comes, you can speak.

SHRI N. JOTHI: But, Madam, untruth should not go on record. *...Interruptions...*

THE DEPUTY CHAIRMAN: Untruth will be made truth; it will be corrected, if it is 'untruth' by the Minister; neither by you, nor by him. There is a procedure in the House, and all of you are very senior Members, you are grown up people; you can read the rules. It is not for you to correct.

SHRI C. RAMACHANDRAIAH: Madam, the problem is that the Minister is not aware of the facts; that is why, all these things are happening.

THE DEPUTY CHAIRMAN: This is not fair. ... *(Interruptions)...* I think it is a very unfair comment on the Minister. It is extremely unfair to say that the Minister is not aware. He is aware. *...Interruptions...*

SHRI JANARDHANA POOJARY: Because of the distress, the Karnataka Government has formulated a Distress Sharing Formula, and *...Interruptions...*

SHRI N. JOTHI: It is a wrong information, Madam. *...Interruptions...*

SHRI JANARDHANA POOJARY : If it is wrong, you can correct it afterwards, when you speak. *...Interruptions..A* did not make any insinuations against your State. ... *(Interruptions)...* I love your State. ... *(Interruptions)...* I love you. *...Interruptions...We* are Indians. That is what I am saying. *...Interruptions...*

SHRIMATI S.G. INDIRA (Tamil Nadu) : Then, please give us water. *...Interruptions...*

SHRI JANARDHANA POOJARY: If there is sufficient water, we will definitely give it. We have given it as per the Supreme Court order. We have given it as per the CRA order. We are complying with it. We will comply with it. *...Interruptions...Now,* there is a dispute. *...Interruptions...*

SHRI P.G. NARAYANAN: The water should be shared in distress condition. But you are not doing so. *...Interruptions...*

THE DEPUTY CHAIRMAN: Now, will you complete?

SHRI JANARDHANA POOJARY: There is a dispute even with regard to the measurement of water also. There are two centres. One centre is that the Central Water Commission is raising the Cauvery river at Biligunda. It is done with modern technology. The upstream of Mettur is completed by the Tamil Nadu Government. It is not impartial. The technology is outdated there. There is dispute regarding that also. We wanted it to be gauged and measured, as per the desire of the Central Water Commission. But that is not done. Now, my submission is: What we have to do? *...Interruptions...* In spite of the fact that there is drought in 25 districts and 125 talukas are suffering from drought..*Interruptions...*

SHRIMATI S.G. INDIRA: The whole of Tamil Nadu is affected. ...*Interruptions*...The whole of Tamil Nadu is affected. *...Interruptions...*

SHRI JANARDHANA POOJARY: I don't dispute that you are not suffering. *...Interruptions...* We are placing our difficulties before you. Now, the point is that since yesterday 3,000 cusecs of water is given to Tamil Nadu. We are not against them. We will not be against them. ... *(Interruptions)...* They are our brothers and sisters. They are Indians. ... *(Interruptions)...* We cannot be against them. ... *(Interruptions)...* But, at the same time, they should also understand our difficulties. *...Interruptions...*

SHRIMATI S.G. INDIRA: We don't want lip sympathy. ... *(Interruptions)...* We want water. *...Interruptions...*

SHRI JANARDHANA POOJARY: We are an upper riparian State. Still we don't have water. *...Interruptions...* How can we give water to Tamil Nadu? ... *(Interruptions)...*

DR. V. MAITREYAN (Tamil Nadu) : Let them give us water, Madam. ... *(Interruptions)*...

SHRI JANARDHANA POOJARY: We are not able to get drinking water. *...Interruptions...The* villages are not supplied with water. When our

position is like that, please understand our difficulties. *...Interruptions...you* don't say that you are only suffering. We are also suffering. *...Interruptions...*

DR. V. MAITREYAN: You please share the water with us instead of making us to suffer. *...Interruptions...*

SHRI JANARDHANA POOJARY: That is what I am saying. *...Interruptions...*

SHRI C.P. THIRUNAVUKKARASU (Pondicherry): Madam,...

THE DEPUTY CHAIRMAN: Your name is there. *...Interruptions...* You speak at your time. *...Interruptions...*

SHRI JANARDHANA POOJARY: Madam, in normal years, we used to supply more water. We supplied more than 250 TMC of water to them. We did not complain because there was distress, because there was drought. When we are not having water and our farmers are suffering, we are asking you to share our distress..*Interruptions...* Please share our distress.. *(Interruptions)...* Please share our suffering.. *(Interruptions)...*

THE DEPUTY CHAIRMAN: He is pleading. He is not fighting. *...Interruptions...*

SHRI JANARDHANA POOJARY: That is what I am saying. ... *(Interruptions)...*

SHRIMATI S.G. INDIRA: You give the share of Tamil Nadu. *...Interruptions...*

THE DEPUTY CHAIRMAN: He is pleading, please..*Interruptions...*

SHRI JANARDHANA POOJARY: That is what we have been sharing.... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Sir, you are very courteous. Please kindly give us *water....Interruptions... We* prostrate before you. *...Interruptions...*

SHRI RAJU PARMAR (Gujarat) : He is not allowed to speak, Madam. *...Interruptions...*

THE DEPUTY CHAIRMAN: I know. *...Interruptions...*

SHRI JANARDHANA POOJARY: Now, anyway, the distress sharing formula will be decided by the Cauvery Monitoring Committee and the Cauvery River Authority. *...Interruptions...* Anyway, it will come. At the same time, you must know that our State Government is not against the people of Tamil Nadu. We have started giving you water since yesterday, not only to satisfy you but also the people of Tamil Nadu and your Chief Minister also.

SHRIMATI S.G. INDIRA: Now you are giving water. How much water did you give? *...Interruptions...*

THE DEPUTY CHAIRMAN: Anyway, you got it. *...Interruptions...*

SHRI JANARDHANA POOJARY: I told you. *...Interruptions...You* did not hear me. I told you. *...Interruptions...You* were not able to hear me. *...Interruptions...*

THE DEPUTY CHAIRMAN: Just one minute. Let him finish. *...Interruptions...*

SHRI JANARDHANA POOJARY: The two States are quarrelling, but the farmers are not quarrelling. *...Interruptions...*Madam, some farmer activists came to Karnataka. They met the Chief Minister of Karnataka. They want to settle this issue amicably and peacefully. Some farmers of Karnataka also joined them. Now, the leaders are not coming with any solution. Madam, I salute the farmer activists of Karnataka and Andhra Pradesh. *...Interruptions...* They want to solve this problem. *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Poojary, let me call the next person to speak. You have spoken enough.

SHRI JANARDHANA POOJARY: Madam, I want to raise another issue.... *(Interruptions)...*

SHRI RAJU PARMAR: Madam, let him to speak.

THE DEPUTY CHAIRMAN: Mr. Parmar, you do not have to plead for him. I know Mr. Poojary much longer than you do. I know he is speaking well. So, do not disturb him. Let him finish now. Everybody should speak within the allotted time because there is very little time left.

SHRI JANARDHANA POOJARY: So far as the Krishna water dispute is concerned..*Interruptions...* Madam, I am coming to another issue, i.e. the issue between Andhra Pradesh and Karnataka. The Bachawatt Commission gave two Awards i.e. (a) scheme allocation and (b) allocation.. *(Interruptions)...*

श्री रमा शंकर कौशिक (उत्तर प्रदेश) **:** मैडम, मेरा व्यवस्था का प्रश्न है ।

उपसभापति : जी, बताइए ।

श्री रमा शंकर कौशिक : मैडम, जो नियम हैं ध्यानाकर्षण प्रस्ताव पर बोलने का, उसके अनुसार माननीय मंत्री जी का जो स्टेटमेंट है उस पर माननीय सदस्य सवाल पूछें । यहां माननीय सदस्य तमिलनाडु वाली बात कर रहे हैं, कर्नाटक वाली बात कर रहे हैं, लेकिन जो स्टेटमेंट है उससे कोई भी प्रश्न नहीं पूछ रहा है। तो जो नियम है, उस नियम का आप पालन करांए । यही मेरी आपसे अनुरोध है, मैडम ।

उपसभापति : मै भी नहीं कोशिश कर रही हूं कि नियम का पालन हो, मगर समस्या यह होती है कि जब आपकी प्रोब्लम आएगी बिहार की या उत्तर प्रदेश की तो आप भी नियम का पालन नहीं करते । **...(व्यवधान)...** हमें ताली बजाने की जरूरत नहीं है ।

We should not clap for breaking the rule. We should clap when somebody sticks to the rule. I am only giving an example to the House. Let there be a meaningful discussion. If you do not agree with what he is saying, somebody else can answer it from this side and then the problem can be solved. If it is only to make a political capital out of it, you have done enough. You have done enough in the last one hour. *...Interruptions...* You have made enough political capital in the last one hour. I have seen it. If you want a solution, you must listen to him in peace. If you do not want any solution and you only want big headlines, it is a different matter. I have nothing to say. Mr. Poojary is begging of you with folded hands. I also beg of everybody...*Interruptions...*

SHRIMATI S.G. INDIRA: Madam, we are also ready to fold our hands. *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Poojary, will you conclude now? Please conclude. ... *(Interruptions)...* Let me tell you one thing. According to the rule and according to the Bulletin, only one hour is allocated for the Calling Attention. If you do not allow others to speak, we cannot conclude the discussion. If we strictly follow the rules, then within ten minutes this discussion should conclude. So in these ten minutes the Members whose names are there with me cannot speak and the Minister cannot answer. If you want the answer to your questions, please listen to him in peace. This is my last warning or intimation or whatever you may call it. Mr. Poojary, there are other names also.

SHRI JANARDHANA POOJARY: Madam, I want to raise another issue.

THE DEPUTY CHAIRMAN: You are the second speaker only. We have already spent one hour on it. *...Interruptions...*

SHRI N. JOTHI: Madam, kindly permit me to raise one question.

THE DEPUTY CHAIRMAN: I would not permit anybody. I will just adjourn the House for lunch. That is over. What is the point in having a discussion which is not going to give concrete result? Why should I waste the time of the House? *...Interruptions...* Now, Mr. Poojary, you have made a long speech. That is it. I have got other names.

SHRI JANARDHANA POOJARY: Madam, I am coming to the other issue, the Krishna Water Dispute. In 1960s, a dispute arose between the riparian States with regard to the use of Krishna basin water. The Krishna Water Disputes Tribunal which was constituted in 1969 gave its Report in 1973 and further Report in 1976 apportioning the Krishna waters in two parts, namely, Scheme 'A' allocations and Scheme 'B' allocations. Under Scheme 'A' allocations, the Tribunal distributed 2060 tmc of waters, and the States of Maharashtra, Karnataka and Andhra Pradesh were allowed 560 tmc, 700 tmc and 800 tmc respectively. By allocating the return flows, the shares of Maharashtra, Karnataka and Andhra Pradesh were increased to 585 tmc, 734 tmc and 811 tmc respectively. Under Scheme 'B' allocations,...

SHRI C. RAMACHANDRAIAH: Scheme 'B' was never a part of the Award...*Interruptions...* I am saying for the information of the hon. Member that Scheme 'B' was never a part of the Award...*Interruptions...*

श्री रूमान्डला रामचन्द्रय्या (आंध्र प्रदेश) **:** भगवान पानी दे रहे हैं, मगर पुजारी पानी नही दे रहे।

THE DEPUTY CHAIRMAN: Mr. Poojary, will you please conclude now? I have Shri Ramachandraiah to speak..*Interruptions...* Will you please conclude now? You have spoken for more than 20 minutes..*Interruptions...*No. you cannot. I am not allowing...

SHRI JANARDHANA POOJARY: Madam, you know that there were a lot of interruptions..*Interruptions...*

THE DEPUTY CHAIRMAN: I know, water is a problem for them and for you too..*Interruptions...*

SHRI JANARDHANA POOJARY: Madam, a lot of disturbance was there.

THE DEPUTY CHAIRMAN: I know there was a lot of disturbance. Now, please speak pointedly.

SHRI JANARDHANA POOJARY: Now, Madam, we, both the States of Andhra Pradesh and Karnataka, had gone to the Supreme Court. On the matter of distribution of surplus water, what has the Supreme Court directed? I quote: "It is appropriate for the Central Government to exercise the discretion while granting any scheme or projects of the lower riparian States and bearing in mind what is really meant by the liberty granted so that the lowest riparian State is not allowed to proceed ahead with large scale water projects for utilisation of surplus waters in excess of allocated quantity over which the State has no right." Now, they have gone in for new projects, nearly ten projects, without the approval of the Central Government, and that is in violation of the Supreme Court judgement.. *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: You went to the Supreme Court, but the Supreme Court has dismissed your petition. You have got no legal right to ask...

SHRI JANARDHANA POOJARY: The Supreme Court further stated: "It is the Central Government which has to exercise this discretion while clearing projects of the lowest riparian States and it should be so exercised that there should not be any apprehension in the minds of the upper States that for all times to come, the right of sharing surplus water, in any manner, is endangered." So, will the State Government discontinue the projects which have been started without permission of the Central Government? ... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, he is totally misleading the House*..Interruptions...* He is misquoting the Supreme Court's Judgement.

THE DEPUTY CHAIRMAN: After him, you will be speaking. You correct it then.

SHRI JANARDHANA POOJARY: While the Central Government constituted a Tribunal to allocate the surplus waters in the Krishna basin. Karnataka had given a written complaint to the Central Government on 25.9.2002, asking them to direct Andhra Pradesh to stop the unapproved projects and protect the surplus water of Karnataka.

SHRI C. RAMACHANDRAIAH: How are you affected by it?

श्री रूमान्डला रामचन्द्रय्या : हाऊ कर्नाटक ? आप ऊपर हैं हम नीचे हैं। **...(व्यवधान)...** ये असत्य बात बोल रहे हैं । **...(व्यवधान)...**

SHRI C. RAMACHANDRAIAH: Mr. Poojary, how will you be affected by it? Why do you want to mislead the House? *...Interruptions...*

THE DEPUTY CHAIRMAN: I am going to adjourn the House in three or four seconds. I am only looking at the watch; it is 58 seconds, 59 and 60. The House is adjourned for lunch. And Mr. Poojary's speech is over. The next speaker, Shri C. Ramachandraiah, will speak after lunch.

The House then adjourned for lunch at one of the clock.

The House reassembled after lunch at one minute past two of the clock,
THE DEPUTY CHAIRMAN in the Chair.

THE DEPUTY CHAIRMAN: We take up further discussion on the Calling Attention. Shri C. Ramachandraiah. I am announcing from the beginning, please be specific; please don't disturb so that I can get the Minister to answer the queries you have made or you want to make. Okay!

SHRI C. RAMACHANDRAIAH : Madam, this is a very important issue on which I want to draw the attention of the august House. Madam, Andhra Pradesh and Karnataka, as the House is aware and Mr. Janardhana Poojary was saying, have been enjoying cordial and peaceful social and cultural ties. However, of late, the atmosphere is getting vitiated because of the unilateral actions of the Government of Karnataka. It is not that I am levelling allegations. I want to bring certain facts to the notice of the House, and if the hon. Members want to rectify it, they can do so when they get an opportunity to speak on this. These unilateral actions of the Karnataka Government in constructing irrigation projects in Karnataka, not only in the Krishna basin, especially in K-8 sub-basin, *i.e.,* Tungabhadra and Pennar sub-basin, are totally violating the inter-State agreement to the detriment of the people of Andhra Pradesh and the directions given by the Government of India. Further, in Krishna basin, certain projects have been taken up allegedly with the permission given by the Central Water Commission. These are totally against the Krishna Water Tribunal Award. Krishna and Pennar are the two rivers which are common to Karnataka and Andhra--Pradesh. The Krishna river has got principal tributaries like Thungabadra and Vedawati, which flow through Karnataka and Andhra Pradesh and confluence in the sea. So also river Pennar and its principal tributaries Chitrawati and Papagni.

Madam, the issue is, the Krishna Waters Tribunal has allocated, out of 2060 TMC, which has been decided on the basis of 75 per dependability, 734 TMC, including regeneration to Karnataka. The unfortunate thing is, the existing projects which are consuming water, the projects which are in pipeline in Karnataka, the projects which are being proposed and for which some permission has been given, for which some permission has not been given... and the projects which have been constructed without the permission of concerned authorities, all put together give an impression that they are going to consume more than 734 tmc of water, which has been

allocated to them by the Bachawat Award, especially in K-8-basin, that is, in Tungabhadra sub-basin which flows to Andhra Pradesh from Karnataka to an area called Rayalaseema which has got five drought affected districts including Mahboobnagar. And, there is one district by name Anantapur, which has got the poorest rainfall in the country after Jaisalmer. In fact, this year, Jaisalmer has got more rain than Anantapur district.

Madam, most of the flow of the Tungabhadra river into the State of Andhra Pradesh needs to be emphasised at this juncture. With regard to this K-8 sub-basin, the Bachawat Award has allocated 295 tmc of water and 10 tmc of water as per the formula for regeneration, which works out to 305.8 tmc.

Madam, I want to bring it to the notice of the House the specific projects which have been considered by the Bachawat. The State of Karnataka consumes 151.49 tmc from Tungabhadra, and other projects which are- not under the dam but from other areas of the basin, they consume 154 tmc. Put together, it is 305.49 tmc. The total allocation that can be utilized by Karnataka from K-8-basin, that is Tungabhadra is 305.86 tmc, whereas already the projects which are consuming water is 305.49 tmc. Then, the water that is remaining to be used is only 0.37 tmc. But the position today is, the Government of Karnataka have been constructing a number of projects in the Tungabhadra sub-basin, which are now being taken up by the Government of Karnataka, which intends to consume 75.94 tmc of water. This is a situation that is prevailing in this sub-basin. This excess utilization will very adversely affect the interests of the most drought-prone areas of Andhra Pradesh, especially in the Rayalaseema which includes Anantapur district, which is the second most drought-prone area in the whole of the country, as I have already expressed. This area is served by projects which are served by the Tungabhadra river. This illegal action by the Government of Karnataka, in constructing these projects, will cost severe distress to the people and destroy the economy of the State of Andhra Pradesh.

All the existing schemes of Rajoli Diversion Scheme, KC canal, which is catering to the needs of all the parched areas of Rayalaseema, will adversely get affected. I want to be fair in expressing my feelings, and these are the facts. The State of Karnataka has been given liberty to use more than 305 tmc, not exceeding 320 tmc, under exceptional circumstances.

Those circumstances, which have been stated by the Award, are: First, such utilization can take place only if the water available in the Tungabhadra meets the total requirements of all the projects dependant on the Tungabhadra dam. The second condition is, enough water must be left in the Tungabhadra dam to meet the requirements of projects in the month of June-that is the period of seedlings in that area-for the succeeding year. So, they have to cater to the needs of all the *ayacut* of all the existing projects in the sub-basin and enough water has to be stored in the Tungabhadra dam for the next year's seedlings. This water, which has to be stored, will have to be decided by the concerned authority, which has been constituted under the enactment of the Parliament. The third condition is, such utilization by Karnataka shall only be in the left bank main canal, the right bank high-level canal system of the Tungabhadra dam; that is, the excess water beyond 305 tmc and below 320 tmc can be utilized only from the dam and not upstream. The Upper Tunga project has been given permission to consume water from the upstream of Tungabhadra, and that is our main objection. There is also one more project, which is also in the Tungabhadra Basin. I am more concerned about the projects which are affecting the drought prone areas of Andhra Pradesh. The Rajoli Diversion Scheme is across the Tungabhadra downstream of the Tungabhadra Dam. Madam, it has got an allocation of 17.1 TMC, out of which 1.2 TMC is allocated to Karnataka and 15.9 TMC is allocated to Andhra Pradesh. Karnataka has been given permission to utilise 1.2 TMC to irrigate 5900 acres only. But as per the record - it is with the Government of Karnataka also; we got information from those places also -- every year they are consuming four to five times more. I have a table of year-wise consumption. They are irrigating to the tune of 22,000 acres in that area. Being the upper riparian State, it has got an advantage to utilise and it is being done to the total detriment of the drought prone areas of Andhra Pradesh. With 15.9 TMC we have to irrigate 87,500 acres of land. We were not able to irrigate even 45,000 acres. This is the reason why there was a feud among districts in my State recently because of excess utilisation of water by upper riparian State of Karnataka which is totally affecting the areas of Rayalseema districts and Mahboobnagar district. Downstream Tungabhadra Dam, up to RDS, there are a number of lift irrigation projects. Madam, I have got photos to show. We brought all the photos where illegal constructions are going on in the State of Karnataka. Regarding Pennar Basin which is also an inter-State river, all Members of Parliament — the entire House is aware - led a delegation to His Excellency the President of

India. We also made a presentation to the Prime Minister and to the Water Resources Minister about the illegal construction of Paragodu. It was decided to irrigate 589 acres and to provide drinking water to a particular town. But as per the 1892 and 1933 Agreements, which were entered between the erstwhile Presidency of Madras and the Maharaja of Mysore, they have to get the consent of other riparian State when the water is to be utilised for irrigation. When the objections came from Andhra Pradesh, they have stopped it. There have revised the project report, upgrading the total population, that is, by what it will be 2050, and at more than 2 per cent growth rate. If there is 2 per cent growth rate in India, the entire Indian resources will not be able to feed the people of India at that time. The Government of India will never allow it to grow at 2 per cent. They have calculated the population at 2 per cent growth rate for a period of 50 years and shown that this water we require. They had added 80 more villages just to justify that they require that water. Along Chitravati and Tapagni these are the rivers in my district, which are totally affecting the irrigation and drinking water needs of the people. They have constructed 10 other projects. There is a restriction --and the Minister is aware -- as per the 1892 Agreement which entered into by the erstwhile Presidency of Madras and the Maharaja of Mysore, the Schedule, A Rivers which has got more than nine rivers neither State, neither Karnataka nor Andhra Pradesh, can construct any project for irrigation purposes. If they want to construct, they have to get the consent of other riparian State. Totally violating these norms, Karnataka is going ahead with projects. This is at Paragodu that is being constructed in Karnataka without the permission of the Government of India. *...Interruptions...* I am showing the pictures and you have to accept it. *...Interruptions...*These have not been created by me. These photographs are not created by *me...Interruptions...These* are all illegal projects which you are constructing. Let the House be aware of it...*Interruptions...*Let the nation be aware of it...*Interruptions...*

SHRI RUMANDLA RAAMACHANDRAYYA: Don't disturb *...Interruptions..* क्या बात कर रहे हैं? मैडम ने परमिशन नहीं दी और आप बीच में बोल रहे हैं । ...(**व्यवधान**)...

SHRIMATI PREMA CARIAPPA: We also have the photographs to show...*Interruptions...*We do have the photographs..*Interruptions...*

SHRI RUMANDLA RAAMACHANDRAYYA: What do you have? *...Interruptions* क्या बात करते हैं ? ...(**व्यवधान**)...

SHRI K.B. KRISHNA MURTHY: Madam, I can also show the photographs.. *(Interruptions)...* See, these are the photographs *...Interruptions...*

SHRI C. RAMACHANDRAIAH: I tell you, Mr. Krishna Murthy, you show your photographs, then I will tell you about those photographs *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, you don't react to them... *(Interruptions)...* Please take your seat... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, for Karnataka, water will flow from down to *up...Interruptions...*

श्री रूमान्डला रामचन्द्रय्या : नीचे से ऊपर जाता है या ऊपर से नीचे आता है ? **...(व्यवधान)...** एलबम दिखा रहे हैं। **...(व्यवधान)...** आपको मैडम ने परमिशन नहीं दी । क्या बात करते हैं? आप? **...(व्यवधान)...** आप डिसटर्ब क्यों कर रहे हैं? **...(व्यवधान)...** सामने आने दो । **...(व्यवधान)...** पानी कौन चुरा रहा है , बताने दो । **...(व्यवधान)...** क्या बात करते हैं? **...(व्यवधान)...** पूरा पानी लूट लिया। **...(व्यवधान)...** मैडम ने उन्हें परमिशन दी है । **...(व्यवधान)...**

THE DEPUTY CHAIRMAN: Please, sit down...*Interruptions...* I will have to start with- somebody... *(Interruptions)...* Please sit down.. .*Interruptions...* Don't react to *them... (Interruptions)...* Mr. Ramachandraiah, you make your speech and finish quickly... *(Interruptions)...*

DR. V. MAITREYAN: Madam, you direct them not to disturb the *speaker...Interruptions..He* should be allowed to speak...*Interruptions...*

SHRI C. RAMACHANDRAIAH: You ask the hon. Minister whether he has given the *permission...Interruptions...Lei* this be settled here itself *...Interruptions...You* have constructed the projects. Have you got the permission from the Ministry? ... *(Interruptions)...* Let the hon. Minister clarify it here it self... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, you address the *Chair...Interruptions...Don't* answer them..*Interruptions...* You are speaking

on the floor of the House and the Minister has to reply to the debate... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, for Karnataka, water flows from down to *up...Interruptions...*

SHRI H.K. JAVARE GOWDA: Madam, the projects are for drinking water purpose... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Mr. Javare Gowda, please sit down... *(Interruptions)...*

SHRI K.B. KRISHNA MURTHY: Madam, actually, the point is*...Interruptions...*

SHRI C. RAMACHANDRAIAH: Please, you will get your opportunity. Then, I will plead with the Chair to give you more time so that you can express your views... *(Interruptions)...* We are speaking with anguish *...Interruptions...*

SHRI H.K. JAVARE GOWDA: We are also speaking with anguish... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: We are begging...*Interruptions...*The entire food bowl of Andhra Pradesh has become a begging bowl... *(Interruptions)...*

DR. V. MAITREYAN: Madam, the sinners becoming saints *...Interruptions...*

THE DEPUTY CHAIRMAN: Please. I requested you not to create such scenes but speak on your *subject..Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, I am only speaking on the subject... *(Interruptions)...*

THE DEPUTY CHAIRMAN: And, let the Minister answer... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, I have just shown the photographs which clearly show how Karnataka is violating the orders.. *(Interruptions)...*

श्री समान्डला रामचन्द्रय्या : चेयर ने परमिशन दी है, आप क्यों डिसटर्ब करते हैं? **...(व्यवधान)...**

SHRI K.B. KRISHNA MURTHY: Madam, I can *also.. (Interruptions)...*

THE DEPUTY CHAIRMAN: Let the Minister reply to everybody -- Karnataka, Andhra Pradesh and Tamil Nadu. So, don't take his responsibility. Okay... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, I am only showing these photographs to show the illegal constructions that are going on in Karnataka. And, to substantiate my argument, I have shown the photographs *...Interruptions...*

THE DEPUTY CHAIRMAN: But, why do you show it to them? You show it to *me...Interruptions...*

SHRI P. PRABHAKAR REDDY (Andhra Pradesh): They already know about the projects. So, they need not be shown the photographs.. *(Interruptions)...*

THE- DEPUTY CHAIRMAN: So, now, Mr. Ramachandraiah, will you please complete your speech because I have other names before me? *...Interruptions...*

DR. V. MAITREYAN: Madam, he has just started his speech... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, this is a very important issue. And, in Manjeera, a tributary of Godavari, there is a project by name Singoor. It has been constructed with 30 tmc, which has been allocated by the Godavari Tribunal. This particular project provides drinking water to the cities of Hyderabad and Secunderabad. Now, 17.4 tmc has been allocated to Karnataka for four projects. But, I can say that there are a number of projects which have been constructed indiscriminately, illegally and totally

disregarding the concerns of the people of lower riparian States. The Construction is affecting the drinking water needs of Hyderabad. I can quote a number of instances. It will take time. And, I do not want to take the time of the House. Otherwise, I would have given you the names of the projects that are being constructed illegally by Karnataka. I have got a number of photographs. Madam, Mr. Janardhana Poojary has mentioned about surplus water. Is it not true that you had pleaded before the Bachawat Award that surplus water should not be allowed to be utilized by Andhra Pradesh? What were the directions of the Bachawat Award? Karnataka sought clarification whether liberty should be given to Andhra Pradesh for use of surplus water; limited to its carry over capacity, does not confer rights either to divert water outside the basin or to construction works. But the Tribunal held, "There is no ground for limiting the use of remaining water by Andhra Pradesh to its existing carry over capacity. If the remaining water is not used by AP, it will be wasted into the sea." So, these were the observations. *...Interruptions...*

THE DEPUTY CHAIRMAN: Again you are looking at him. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Sorry, Madam. *...Interruptions...*

THE DEPUTY. CHAIRMAN: You are provoking him to retaliate. *...Interruptions...* You either address the Chair, or you put your question to the Minister. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Because these were the objections that they had raised. *...Interruptions...*

THE DEPUTY CHAIRMAN: Do not mind. Let the objections be replied by the Minister.

SHRI C. RAMACHANDRAIAH: Okay, Madam. Karnataka sought clarifications whether provisions, similar to those, as I stated above, enabling Andhra Pradesh to use unutilized water from out the shares of upper States, be provided to enable Karnataka to make similar use. This means the water, which has not been used by the State of Karnataka, will be allowed to be used by Karnataka. This was their request. In this regard, the Tribunal had given the clarification that under the scheme of allocation,

embodied with final order, and in the absence of a regulatory body, it is not possible to provide that liberty to Karnataka to use the water that flows down unutilized. These directions are crystal clear. Despite that we are continuously being accused that we are constructing surplus water capacity. Surplus water is being flown. That means every hundred years, there will be deficiency for twenty-five years. So, for 25 years, the lower States will have to suffer. Whatever water is allocated to the upper States, like Karnataka and Maharashtra, they will import that quantity of water and the rest will be released. In the years of deficiency, the lower States, like Andhra Pradesh, will have to suffer. For that the Tribunal has given a privilege that we will be allowed to use surplus water that is flowing into the State of Andhra Pradesh, whenever there is a surplus. *...Interruptions...*

THE DEPUTY CHAIRMAN: Okay, you please conclude, now.

SHRI C. RAMACHANDRAIAH: Should you expect us to use water to the tune of 20 TMC or 50 TMC with bucket? Unless we construct the projects, how can you presume that we can consume water? That has clearly been clarified by the tribunal. You had gone to the court of law. The Supreme Court had given a judgment in Almatti Case. Your contention had been dismissed. Despite that you have been levelling the same allegations umpteen number of times. We plead with you, if you want to have good relations, if you want to have fraternity with the State of Andhra Pradesh, if you want to protect the spirit of federalism in this country, provide us water. We are very thirsty. I hail from that area, where the people are suffering. If other people suffer, you cannot be happy. Nobody can be happy if their neighbours are suffering. You should try to keep everybody happy. When 49 TMC water is there in the Almatti, which is not intended for agricultural use because the season is over, our CM wrote to the Chief Minister of Karnataka, "Please provide us water. The towns of Guntur, Narsaraopet, etc. are suffering due to lack of drinking water. Kindly release some water. But there was no response. We even told them, You are short of power and energy. Whatever energy will be generated by the release of this water; we are prepared to give it to you. Kindly release the water." But they did not release the water. Neither they have used that water, nor they have released. In 2001, Karnataka once again filed INA. However, it was subsequently withdrawn in 2002, saying that the State has requested the Government of India for constitution of a new tribunal. I would just take two more minutes, Madam. I have

explained how the State of Andhra Pradesh, especially the drought-affected areas of Rayalseema and Mahboob Nagar, has been put to a lot of injustice. Our delegation met the President of India. We beseeched him of to kindly intervene and help us, and stop all illegal constructions in the State of Karnataka. ...but in vain. And we met the hon. Minister also. We requested him, as I saw, to release water from Almatti for drinking water purposes. We sought the appointment *-- I am constrained to mention her name, kindly permit me....

THE DEPUTY CHAIRMAN: She is a Member of the other House.

SHRI C. RAMACHANDRAIAH : Madam, this is for good. We have been exploring all possibilities to solve the problem. In that connection, the Cauvery Water dispute has been settled at the incidence of Madam * So, we thought, she can intervene and solve the problem. When she visited Anantapur District, which is worst affected with illegal constructions, she saw the misery of the people of Anantapur District. We thought, she would be kind enough to give time. She has not given time. She has not given time. But when a delegation led by Shri S.M. Krishna, hon. Chief Minister of Karnataka, met the President of India, she made a representation to my State Government. *...Interruptions...*

SHRI JANARDHANA POOJARY: Madam, it is an allegation. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: I am showing the letter. ... *(Interruptions)...* I am showing the letter. ... *(Interruptions)...*This is not an allegation. ... *(Interruptions)...* Kindly hear me completely. ... *(Interruptions)...* Kindly hear me. ... *(Interruptions)...* I am showing a copy of the letter. ... *(Interruptions)...* I am showing a copy of the letter. *...Interruptions...*

THE DEPUTY CHAIRMAN Please don't mention ... *(Interruptions)...* Please... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: I am showing a copy of the letter.

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* Expunged as ordered by the Chair,

*...Interruptions...*You are not aware of the contents of this letter. ... *(Interruptions)...*When you are not aware of the contents of this letter, you cannot... *(Interruptions)...*

THE DEPUTY CHAIRMAN: The Leader of the Opposition wants to say something. ... *(Interruptions)...* Please sit down. ... *(Interruptions)...* Please sit down. *...Interruptions...Mr.* Ramachandraiah, the Leader of the Opposition, Dr. Manmohan Singh, wants to say something. I told you, please don't refer to the name of a person, who is not a Member of this House. *...Interruptions...You* said, you are paying tribute. So, I said, 'Okay.' But you did not do it. *...Interruptions...*

THE LEADER OF THE OPPOSITION (DR. MANMOHAN SINGH): Madam, we are discussing a very sensitive issue in this House. And recognizing the emotional elements, it is all the more important that this House should discuss this matter in a manner in which the temperature is cooled down and not allowed to go out of hand. I request Mr. Ramachandraiah and his colleagues not to bring in the names of national leaders, particularly, since the name that he mentioned, does not belong to this House. And, therefore, in all fairness, I would request him that he can continue to argue his case without involving the Leader of our Party. *...Interruptions...*

SHRI RAJU PARMAR: Madam, it should be expunged from the record. *...Interruptions...*

THE DEPUTY CHAIRMAN: I will look into it.

SHRI C. RAMACHANDRAIAH: The appointment was not given, but she has written a letter to my Government. *...Interruptions...*Without knowing the contents and without allowing me to disclose the contents... ... *(Interruptions)...* If at all I want to make a political statement, I can make a political statement. *...Interruptions...She* has incited the people there that the Government of Andhra Pradesh has failed to solve the problem of Anantapur. *...Interruptions...*

SHRI RAJU PARMAR: Madam, he has repeated it. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: I can do it, but I am not doing it. *...Interruptions..A* am not doing it. *...Interruptions...*What she has done, I am not telling. *...Interruptions...What* she has done ... *(Interruptions)...* I am not repeating that. ...Interruptions...

SHRI RAJU PARMAR: Madam, he is repeating the same thing again and again.

श्री रूमान्डला रामचन्द्रय्या : आप बोलने दो । **...(व्यवधान)...** मैडम, ये सुनने को तैयार नहीं है । **...(व्यवधान)...** क्या बात करते हो? **...(व्यवधान)...**

SHRI C. RAMACHANDRAIAH: Why she visited our place? *...Interruptions...* To shed crocodile tears. *...Interruptions...When* she visited our place, she shed crocodile tears.*..Interruptions...*feeling very much for the people of Anatapur District. *...Interruptions...*

श्री रूमान्डला रामचन्द्रया : क्या वोट **...(व्यवधान)...** क्या बात करते हो **...(व्यवधान)...** वोट की ऐसी की **तैसी** । **...(व्यवधान)...** वॉटर-वॉटर, तुम लोग पानी के लिए क्या बात करते हो । **...(व्यवधान)...** आप बैठिए ।

THE DEPUTY CHAIRMAN: Now, please...*Interruptions...* Mr. Ramachandraiah, please... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH She incited the people *...Interruptions...* that our Government has failed to solve the problem. *...Interruptions...*

THE DEPUTY CHAIRMAN: Please confine yourself to the issue before you. ... *(Interruptions)...* Will you please... *(Interruptions)...* How many points of order are there? *...Interruptions...*

डा. अबरार अहमद (राजस्थान) **:** मैडम, उन्होंने जो कभी कहा है कि "वोट की ऐसी की तैसी" यह अनपार्लियामेंटरी है, इसलिए इसको वापस लिया जाए ।

THE DEPUTY CHAIRMAN: I will look at the record. I will see and if anything is unparliamentary, I will remove it. *...Interruptions...*

श्री रूमान्डला रामचन्द्रय्या : आप देखिए, निकालिए, आप व्यवस्था कर सकते हैं। **...(व्यवधान)...** मैडम, उधर से वे जो चाहें अपने शब्द इस्तेमाल कर सकते हैं? **...(व्यवधान)...**

THE DEPUTY CHAIRMAN: Now, Mr. Ramachandraiah, please conclude. You have spoken for half-an-hour. *...Interruptions...You* cannot take so much time. *...Interruptions...*

श्री रूमान्डला रामचन्द्रय्या : इस तरह से क्या यह समस्या हल होगी ? **...(व्यवधान)...** आप खुद उठ खडे हो रहे हैं, फिर अपनी बात करते हैं। मैडम ने आपको अनुमति दी है क्या ? **...(व्यवधान)...**

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, can you control your own party Members; otherwise, I will have to ask them to leave. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Okay, Madam. I will ask them to sit down *...Interruptions...*Madam, I am concluding. I do not want to politicise it. But it is a serious problem. *...Interruptions...*

THE DEPUTY CHAIRMAN: Again, you are looking *there...Interruptions...* You look at the Minister. He is to answer this; they are not to answer this. *...Interruptions...*You put questions to the Minister...*Interruptions...* You are supposed to put questions and not to make a speech...*Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, I am rather constrained to make a reference to that institution because it is vital to the discussion; otherwise, I would not have mentioned...*Interruptions...* We sought her appointment... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, please look at the Minister... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: She can solve the problem but she has refused. That is what I mentioned. ... *(Interruptions)...* But I question the sagacity of that Leader. When she wrote this letter to the Government of Andhra *Pradesh...Interruptions...What* is the position about this? ... *(Interruptions)...* I question the sagacity of the leader... *(Interruptions)...* I am telling you this is the letter written by her. *...Interruptions...*

SHRI RAJU PARMAR: Madam, are we discussing the Cauvery water or letters written by other people. *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, please confine yourself to this subject..*Interruptions...*

SHRI C. RAMACHANDRAIAH: I am concluding, Madam. ...*Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, you should not speak what is not related to the subject..*Interruptions... (Time-bell)*

SHRI C. RAMACHANDRAIAH: Andhra Pradesh, Karnataka, Kerala, every State has got a complaint against Karnataka..*Interruptions...*Do you think all the States are erring? ...*Interruptbns...*You have been exploiting it at the expense of...*Interruptions...*What happened to Tamil Nadu? What happened to Kerala? ... *(Interruptions)...* What happened to Pondicherry? ...*Interruptions...Every* State is complaining against you ...*Interruptions...* because of your excessive utilisation of water. ...*Interruptions...*

SHRI H.K. JAVARE GOWDA: Madam..*Interruptbns...*

THE DEPUTY CHAIRMAN: Mr. Javare Gowda, if you do not keep quiet, I am not going to allow you to speak. ...*Interruptions...*Members who speak without my permission, if their names are there in the list, I am not going to allow them to speak. ...*Interruptions...* This is my final warning to everybody. ...*Interruptions...*Please don't speak; otherwise, I will remove all what you have spoken from the record. ...*Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, if there is something unparliamentary, you can remove it.

THE DEPUTY CHAIRMAN: No; it is not unparliamentary; it is unruly. ... *(Interruptions)...* It is not the proper way of speaking on the floor of the House, and I have a right to remove anything which I feel is not being done in a proper manner. So, please address yourself to the Minister... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Madam, my demand to the Government of India is that the clearance given by the Central Water Commission to Upper Tunga project must be cancelled and Karnataka must

be directed immediately to stop the construction of all the illegal projects, Upper Tunga, Singatalur Lift Irrigation, Basapur lift irrigation, Sasalwada, and is Upper Bhadra project in Tungabhadra basin. The fourth is Chief Minister had earlier constituted an expert committee which visited the area and submitted a report, under the leadership of Shri Jyoti Basu, the former Chief Minister of West Bengal. A similar Committee may be constituted to inspect and report the factual position of the Tungabhadra basin and Karnataka should immediately stop unauthorised irrigation and excess drawals in Rajoli diversion scheme which is creating fights amongst various districts in our State. The Government of India should transfer the management and control of all the water that is being regulated in Tungabhadra-- whatever water is being drawn from Tungabhadra Bund- to Tungbhadra Bund Authority. It should have control over that. This is our main demand. It was made earlier also. Madam,when a State is enjoying more privileges, how can you think that it will accept it to its detriment? The State of Karnataka should be directed to strictly adhere to the agreements of 1892 and 1933 and should stop all the illegal constructions in Pennar basin. Karnataka should be directed to strictly adhere to the agreements of 1892 and 1933, and stop all the illegal constructions in Pennar basin. And, Karnataka may be directed to release water stored, without any purpose, in Almatti and Narayanpur Dam for the downstream projects of Andhra Pradesh, which are starving for want of water for the last two years. And, finally, Madam, Karnataka may be directed to restrict its utilizations in Manjeera sub-basin of Godavari basin to that of its allocation under the Godavari Water Disputes Tribunal Award. Thank you, Madam.

SHRIMATI SHABANA AZMI (Nominated): Madam, the essence of the Cauvery dispute is a conflict of interests between Tamil Nadu, Karnataka, Kerala, and Pondicherry. Any fair sharing would have to provide for the legitimate interests of all the four parties. The time has come to rise above narrow political considerations and arrive at a settlement that ensures justice to all the aggrieved parties. Rainfall distribution over short periods in the catchment area of a river is a factor that comes up when assessing the quantity of river-water needed for surface irrigation. Over short periods, the rainfall situation in catchment areas and in the basin of the river will vary from year to year. Thus, arrangements of water distribution and/or sharing made on the basis of averages will not often work in real time. Near continuous monitoring of rainfall in all years, therefore, becomes essential. This means that technical experts as well as representatives of farmers'

organizations in Tamil Nadu, Karnataka, Kerala and Pondicherry should be included in CRA. Is the Government considering expansion of the Cauvery Regulatory Authority (CRA)? During floods, Tamil Nadu will be used as a drainage area by Karnataka. Such flood water overflows cannot be used in a planned manner. Thus, any arbitrating authority on the sharing of Cauvery waters should not only indicate the quantum of water to be supplied by Karnataka to Tamil Nadu, but also specify the period and intervals over which such deliveries are to be effected. Unfortunately, the Governments of the two principal contending States have, over the years, generated and fostered strong sentiments among the general public, which tend to limit their own negotiating freedom and flexibility. The Cauvery is a fabled river with strong historical, religious and cultural associations in both Karnataka and Tamil Nadu. In both States, all parties tend to take a strong stand on this issue, making it risky for whichever party is in power to give the impression of being weak or failing to project the interests of the State. That is why this dispute has become so intractable. According to late Shri S. Guhan, an administrator and academician who authored the Cauvery River Dispute which represented an authoritative and scholarly track on the Cauvery issue, and I quote, "A settlement of the Cauvery dispute, if it is to be settled in the long term, will require two conditions to be met. First, it must be fair and equitable to all the basin States and perceived as such by them. Secondly, it is necessary politically to create a spirit of goodwill and cooperation during the process of arriving at a settlement, and to sustain it thereafter when the agreement begins to be implemented. What effort has the Central Government made to create this climate of goodwill between the contentious parties? Given the uncertainty of water release, the cultivation of the *Kuruvai* crop in Tamil Nadu will be risky in most years. Farmers here must be weaned away from the concept of the *Kuruvai* crop as a non-negotiable one. Perhaps, the time has come to demand a national crop pattern policy. So, in drought-hit Marathwada, farmers are dissuaded from growing sugarcane, and, in the water-scarce Cauvery delta, farmers are dissuaded from producing paddy, both water-guzzling crops. Has the Government considered putting into place this National Crop Pattern Policy? From the point of view of assured water availability, the cropping season of rice in the deltaic areas of Tamil Nadu can only be for eight months from August to March. Even this period cannot continuously be used for rice because of intervening cloudy and wet weather months from mid October to mid December. So,' we can have a rice crop from the beginning of September to mid-January, preceded and followed by suitable short-

duration crops. The machinery for resolving the water disputes is not written into the Corporation Laws, but has been provided for by Parliament in the Inter-State Disputes Act, 1956. This Act empowers the Central Government to constitute adjudication tribunals on inter-State water disputes, and in ensuring the implementations of the decisions of the Tribunal. But Section II of the Act excludes the jurisdiction of all courts in respect of any inter-State water dispute referred to a tribunal. Does this include the Supreme Court also? There are some grey judicial areas in inter-State water disputes that need to be sorted out. Is the Government considering, as has been suggested by the Supreme Court, bringing river waters in the Concurrent List? Sharing of river water is not just a local issue. Rivers are a part of the country's natural resources and they should be treated as national assets.

Now, with regard to the constitution of a second Tribunal for the Krishna water disputes under the Inter-State River Water Disputes Act, 1956, by when will this be ready? Andhra Pradesh has requested transferring control of the Left Bank Canal System of the Tunghabhadra Project from the Government of Karnataka to the Tunghabhadra Board. KWDT had opined that there is no ground for this, and the only course open to the Government of Andhra Pradesh is to agitate this issue before a new Tribunal, which may be constituted, if requested by any of the party States.

A careful study of the Tribunal's Award shows that the Tribunal came to this conclusion not on the merits of the case, but because it had no jurisdiction on the matter. Consequently, referring this issue to a new Tribunal would not resolve the problem, as the issue of jurisdiction will still remain.

The KWDT considered that control over the maintenance and operation of the entire Tunghabadra Project and reservoir and spillway gates on the left and right sides should be vested in a single control body, and that this could be done by suitable legislation. The Chief Minister of Andhra Pradesh has written to the Centre to take necessary action under Section 66A of the Andhra State Act, 1953. What is the Government doing in this regard? Thank you, Madam.

THE DEPUTY CHAIRMAN : While listening to the speech made by Shrimati Shabana Azmi, I have come to a conclusion that those who are not aggrieved party, interested in it, can make a better speech, because they

are talking about the facts and not on emotions. And I wish you take a cue from her and speak on the facts of the matter, and not make a sentimental speech, which can generate all kinds of problems.

SHRI N. JOTHI . We appreciated that.

THE DEPUTY CHAIRMAN : Yes, good, I am happy. So did I. Shri N. K. Premachandran, take the same cue.

SHRI N. K. PREMACHANDRAN (Kerala) : Thank you, Madam, for giving me this opportunity to speak on this Calling Attention. Madam, Cauvery dispute is a sensitive issue as far as the four South Indian States are concerned. There is a general impression that the Cauvery dispute is a dispute between the States of Tamil Nadu and Karnataka. It is not factually correct. The State of Kerala is also having a major share and role in this Cauvery dispute. So, the general point that I wish to make in this matter is, let the States - Karnataka, Tamil Nadu, Kerala and Pondicherry, the four States, involved in the Cauvery dispute - not be involved in a fight with each other. The Government of India should come into the picture. My main contention is that the Government of India should have a National Water Policy in respect of sharing of river waters. The absence of such a policy is creating so many problems, not only on the Cauvery dispute, but on many other issues also, like the Krishna water dispute and many other inter-State water disputes. So, the Government of India should have a National Water Policy in respect of sharing of water, so that these problems can be solved in an easier manner.

Coming to the dispute, as far as the State which I represent is concerned, Madam, the general impression is not correct. Because, the three rivers, viz. the Kabbani, the Bhavani and the Pamba, which are flowing from Kerala into Karnataka and Tamil Nadu, are flowing into the Cauvery Water Basin. And these three rivers, which belong to Kerala, contribute 20 per cent of the total water in the river basin. So, we are also having a major say, major role in the share of water. Coming to the assessment -- since the Kerala State is very moderate and liberal, we are not taking all these matters in an aggressive manner -- Madam, the total capacity of the Cauvery water basin is 740 tmc. Three tributaries of Cauvery river --Kabbani, Bhavani and Pambar -- contribute about 1*47* tmc of water. It means that these three tributaries contribute about 20 per cent of the total

water capacity of the Cauvery. But what is the demand which is being made by the State of Kerala? It is only 98.8 tmc of water and it has to be allocated to the State of Kerala. It is the general demand of the State which has been pursued for all these days. It is quite unfortunate to note that the State of Kerala was not a party in the agreement till 1974 though it contributes about 20 per cent of the total water capacity. Even in the agreement from 1924 to 1974, in that agreement also the State was not a party.

SHRI N. JOTHI: It was part of Tamil Nadu region.

SHRI N.K. PREMACHANDRAN: No. Kerala was formed in the year 1956. *...Interruptions...* Please don't quarrel with me. I am not quarrelling with you. We are supplying a lot of water to your State without any consideration. I will come to the facts. This is not a fight between the States. I am not arguing for my State only. So far as the situation in Kerala is concerned, for the last two years we have been mainly depending on the monsoon. The rate of monsoon has declined considerably. For power, we are mainly dependent on hydro-electric power for which we are again dependent on rivers. Due to acute power shortage, drought due to decline of monsoon and all these things, we are also in need of more water I would like to take this opportunity to plead that this proportion may be allocated to the State of Kerala. That is the genuine demand of the State. Since the State of Kerala is liberal, as I have already mentioned, we are supplying 1.3 tmc of water from Bhavani river for drinking purposes to the city of Coimbatore. It is as per an agreement. But it is quite unfortunate to note that when the Government of Kerala made this drinking water project for Attapadi Adivasi area of Palakkad district for which only .75 tmc water was required, the Government of Tamil Nadu has gone to the Cauvery Tribunal and obtained a stay order against the project. Now, we have moved the Supreme Court for vacation of that order. *...Interruptions...*

THE DEPUTY CHAIRMAN: Let him finish. *...Interruptions...* Let him finish... *(Interruptions)...*

SHRI N.K. PREMACHANDRAN: The Tribunal has already stayed the matter. Now, our Government has moved the Supreme Court to vacate the stay. *...Interruptions...*

SHRI N. JOTHI: That is not correct. *...Interruptions.'.*

SHRI N.K. PREMACHANDRAN: That is correct according to my information. You need not correct me. There is one more thing, Madam. In a book "Corporate Hijack of Water', of Vandana Shiva, it is being alleged that water is being sold to the extent of Rs.5,00 000 per day to a Coca Cola plant from Coimbatore through a private company. It is being done. But in the case of drinking water project for Attapadi Adivasi people of Palakkad district for which only .75 tmc water was required, a stay was obtained against that project! But what is being done in this particular case is selling water to a Coca Cola plant to make soft drink? It is the investigation made by Vandana Shiva. The book has also been published. It is being done by the Government of Tamilnadu. This is the position. So, my submission is that if we are giving something, we are also entitled to get something. In the Mullaperiyar dam also -- I am not going to dispute -- sufficient water .. *...Interruptions...*

SHRI N. JOTHI: That is a different issue. *...Interruptions...*

SHRI P.G. NARAYANAN: It is totally different. *...Interruptions...*

THE DEPUTY CHAIRMAN: Let him speak. *...Interruptions...* Please, take your seat...*Interruptions...*

SHRI N.K. PREMACHANDRAN: Madam, I am not going to the merits... *(Interruptions)...* What I would like to stress upon is when through Mullaperiyar, through Chaliyar, through Parambikulam Aliyar, through all these... *(Interruptions)...* let me submit... *(Interruptions)....*

THE DEPUTY CHAIRMAN: Mr. Vijayaraghavan, take your seat...*Interruptions...*Mr. Vijayaraghavan, you want to speak. You have already spoken, so I am deleting your name from here. You have already contributed.

SHRI N.K. PREMACHANDRAN: Madam, I am not going into the details. What I suggest is through all these projects, the Government of Kerala is willing to give and it is giving also. But, for the people, that too for Adivasi people of Ahappady which is totally populated by the Adivasi population, for these people, drinking water project has been established by

the Kerala Water Authority for which they are not fighting, and, at the same time, the same water, which is being taken to Coimbotore city, is being given to the Coca Cola Company for an amount of Rs.5 lakhs per day through a private firm. What is the genuineness of that....Interruptions. That is why, I am suggesting that in these matters, an equitable distribution is required. Tamil Nadu, Kerala, Karnataka, all States should take all matters in a national perspective, so as to resolve this problem. Otherwise, when confined to a particular State and saying it is not so good, so many Tribunals' interim orders -- I am not going into the details -- and also the Distress Sharing Formula have been issued, but nothing has been done to implement these things. That is why, I would conclude my speech with the point that the Government of India should come out to solve this problem. If such a situation is arising on this issue, what about the project of interlinking of rivers; that also has to be taken care of. It is humanly impossible. So, my suggestion is that we should have a National Water Policy and at the earliest, the Cauvery dispute and the Krishna dispute have to be resolved and all the States have to compromise and take into consideration all these things on a national perspective. With these words, I conclude.

SHRI C.P. THIRUNAVUKKARASU : Thank you, Madam Deputy Chairperson. I will be very short. Madam, whatever may be the differences between DMK and AIADMK on ideology and other points, but, as far as the Cauvery river water issue is concerned, we are moving in the same direction for the betterment of Tamil Nadu and its *people...Interruptions...* It is not a double barrel gun.

THE MINISTER OF STATE OF THE MINISTRY OF INFORMATION AND BROADCASTING (SHRI RAVI SHANKAR PRASAD): It is very nice to see that our friends from DMK and AIADMK singing together.

SHRI C.P. THIRUNAVUKKARASU : Madam, I want to say one thing. We do not quarrel as much as it is done by the two major parties -Congress and the BJP. So, we are joining together for the betterment of the people. Whatever may be the thing that my learned friend has said, but I want to quote the words of Tagore, *"Punjab, Sindh, Gujarat, Maratha, Dravid Uchkal Jal tit vanga".*

THE DEPUTY CHAIRMAN: It is like this, *"Punjab, Sindh. Gujarat. Maratha, Dravid Utkal Banga."*

SHRI C.P. THIRUNAVUKKARASU: "Banga". I said 'Vanga'.

THE DEPUTY CHAIRMAN: It means 'Bengal'.

SHRI C.P. THIRUNAVUKKARASU: So, whatever may be the differences, but Andhra Pradesh, Kerala, Tamil Nadu and Pondicherry are united together on Dravidian culture. I am unable to understand why the Karnataka Government wants to part away from us, and part away from the Dravidian movement as it is. I request the Karnataka Government to kindly pay attention over his matter and help the people of Tamil Nadu. I want to cite a few facts about the difficulties, which we are facing for a long time. When the matter was pending before the Tribunal, an interim award was passed in the month of October, 1991 for 205 TMC. By the time, Pondicherry Government was entitled to 6 TMC from Tamil Nadu Government, before that, an objection was made by the Karnataka Government that 205 TMC should not be released to Tamil Nadu and this objection was not accepted and subsequent to that, the Central Government was about to notify the matter. Ultimately, it was notified. After the notification was issued, I submit, an ordinance was passed by the Karnataka Government nullifying the notification that has been passed in the year 1991. And, as against that, the Government of India preferred a writ petition before the Supreme Court of India and agitated the matter to strike down the ordinance passed by the Karnataka Government. Ultimately, the Supreme Court held the ordinance passed by the Karnataka Government is null and void and directed giving 205 tmc of water. The matter went on. There was rain from the year 1992 upto 1995. From 1995-96, again the agitation took place, the trouble started. Then, the Tamil Nadu Government moved to the Supreme Court for release of 30 tmc of water from Karnataka. The Karnataka Government objected to that tooth and nail. Ultimately, the Supreme Court directed, "you go to the tribunal and get an award for that". The tribunal asked them to release 11 tmc. of water. Even though the Tribunal has directed them to release 11 tmc. of water, the Karnataka Government has not done the same and objected to the release of water. Again the Tamil Nadu Government went to the Supreme Court and asked the Supreme Court to look into this matter. Supreme Court, ultimately, said that as it is a matter to be decided politically, you choose the Prime Minister of India and other persons and constitute a Committee to solve the problem. Under those circumstances, Cauvery River Authority has been formed under the chairmanship of the Prime Minister. What happened after

3.00 P.M.

the Cauvery River Authority was set up is a sad state of affairs. Even though the orders have been passed by the Prime Minister of India, they have not yet been obeyed by the Karnataka Government, and, there is a stipulation in the proceedings. For carrying on a meeting, out of the four Chief Ministers, three Chief Ministers should be present. One day, the Chief Minister of Pondicherry and the Chief Minister of Kerala will not appear and the meeting will be adjourned. Another day, the Chief Minister of Tamil Nadu will not come and the meeting will be adjourned. *...Interruptions...* It is a fact. I am not supporting it. Please hear me. Simply because it is the Chief Minister of Tamil Nadu, don't get annoyed. One day, the Chief Minister of Tamil Nadu appeared and boycotted the meeting.

In none of the meetings, all the Chief Ministers are joining together and solving the problems. So, my humble request, in this regard, is that all Chief Ministers should join together and ask the Prime Minister of India to solve the problems, and, at the same time, implement the orders passed. I would also like to submit that subsequent to that, what happened is, the water has not been released. As per the distress formula, 1.61 tmc of water has to be released and that order was passed by the Supreme Court of India, and, even the order specifying the distress formula has not been obeyed. They were expected to state that the Karnataka Government is unable to release water because they are in a situation like that. But, on the other hand, the Karnataka Government said, we won't give water for Tamil Nadu. So, this is the position that has been taken by the Karnataka Government by that time. Even the distress formula, which has been enunciated for 1.6 tmc. water, has not been followed. The delta regions in Tamil Nadu like Thangavar, Nagarpattinam, Thiruvarur and other places are suffering a lot, and, even the granary and the Rice Bowl of Tamil Nadu, Tanjhavaur district, is suffering a lot.

So, we request the Karnataka Government to allow and respect the orders passed by the Supreme Court; otherwise, there is no question of national integration amongst the people of India. I request the hon. Minister, if you convene a meeting of the State Ministers and the Chief Ministers; draft the minutes and get the signatures of all the Ministers. Otherwise, they will come and say, this is not having a tooth, this is not having any power at all. Unless, you get the signatures, it will not be binding on the parties. Finally, I would like to say that the Tamil Nadu Government is getting 205 tmc. of water. Pondicherry is entitled to 6 tmc.

of water. Even in the distress formula you are entitled to release 1.6 tmc. of water. But, unfortunately, you are not releasing any water to Pondicherry. Tamil Nadu has to release 6.5 tmc. of water. You are getting some water from Karnataka, and out of that water, a proportion is not being released. So, the people of Karaikkal region are suffering a lot. Therefore, the Supreme Court passed a specific order stating that whatever Tamil Nadu Government got, a proportion *...Interruptions...* I am speaking about the orders of the Supreme Court. The Supreme Court specifically passed an order and we intervened in the matter before the Supreme Court taking the plea that 205 tmc you are getting - otherwise you will get less than that --so the share of Pondicherry should be released. It has not been done. I request my hon. friends from Tamil Nadu to take care of this matter.

Finally, I would say that no unnecessary dam should be constructed in any place and the inter-state water dispute has to be settled by the Central Government as quickly as possible. And above ail, the Tamil Nadu people are suffering a lot, as are the Pondicherry people. They are dying due to starvation. Some people are advising us to eat rat. There are some advises from some corners of Tamil Nadu, "If you are not getting rice you eat rat."

THE DEPUTY CHAIRMAN: Rat !

SHRI C.P. THIRUNAVUKKARASU: Rat.

THE DEPUTY CHAIRMAN: Those who are here in the House *...Interruptions...*

SHRI C.P. THIRUNAVUKKARASU : I am not saying this. *...Interruptions...* I am only supporting you.

SHRI P.G. NARAYANAN: Why are you diluting the issue?

THE DEPUTY CHAIRMAN: Now, it is over. Now, I would call another Member. Mr. Thirunavukkarasu, it is over now.

SHRI C.P. THIRUNAVUKKARASU : The people of Tamil Nadu are suffering a lot. Our leader has also requested the Karnataka Government and others to release water forthwith. I request the Government of India to

release more funds, more than Rs. 15,000 crores to Tamil Nadu and see that the people do not suffer. All the lands have become barren. Please, save the people of Tamil Nadu.

THE DEPUTY CHAIRMAN: Mr. Javare Gowda, your name is not here in the original notice. So, please confine to the question.

SHRI H.K JAVARE GOWDA : I have given it, Madam.

THE DEPUTY CHAIRMAN: Your name is not there in the original notice.

SHRI H.K JAVARE GOWDA : You are right.

THE DEPUTY CHAIRMAN: If it is not in the original notice, I would ask you to speak briefly.

SHRI H.K JAVARE GOWDA : Thank you, Madam Deputy Chairman. The situation is very bad. It is related to Karnataka, Tamil Nadu, Andhra Pradesh; the entire South-India is reeling under drought. I would say, " Drought, Drought and Drought." The people of Karnataka are looking towards sky; looking towards God; praying God, "Please, pour water"; praying for rain. The people of Tamil Nadu are also suffering; they are also looking towards sky and also looking towards Karnataka. But the reality is whether water is there or not. If water is there, then, what is the distress-sharing formula? If the entire water is blocked or not; if they are allowing to run water or not, it is a matter to be seen as stated by Shri P.G. Narayanan or anybody else. The matter is agitating the people since 1892, and subsequently since 1933 and 1974. The tribunal was formed in the year 1991, but the problem has not been solved because it is not within the control of human beings. Bangalore is one of the main cities in Karnataka, Forty per cent of Bangalore's population comprises of Tamil people and Andhra people. They are suffering without drinking water. You must bear this in mind. The Mysore city is rationing the water. You must understand that if water is there in Kannambadi, *i.e.* KRS.- that is the main source of drinking water to Mysore and Bangalore--they could have provided. This is the reality. Try to understand the drought situation prevailing in Karnataka. Unless you realize it, you will go on making allegations that Karnataka is violating the Court Order in not releasing the water. I submit with great

respect that there is no rain; a severe drought situation is continuing; people are suffering; there is no drinking water under these circumstances, please cool down your temperature and see what actually is going on. And if water is there, we are ready to share it with you.

THE DEPUTY CHAIRMAN: They can cool down only if there is rain! *...Interruptions...*

DR. V. MAITREYAN: Madam, if they give us water, we will cool down!

SHRI H.K. JAVARE GOWDA: Madam, another important point is...*Interruptions...* Another important point is this. Why am I submitting all this? It is because they can know the reality. The reality is drought. *...Interruptions...* In spite of this situation, we have released water as per the direction of the Tribunal, and also as per the direction of the Supreme Court. If there is no water, and if Tamil Nadu had been in the position of Karnataka. what could have they done? They could have done nothing. Under these circumstances, what is the allegation made by the Tamil Nadu people or Members? I don't think it holds water. *...Interruptions...*

DR. V. MAITREYAN: Madam, there is no water to hold!

SHRI H.K. JAVARE GOWDA: Please bear in *mind.. (Interruptions)...* Please bear in mind that whatever Distress Formula is there, we are going to release the water. *...Interruptions...The* next point is about the Krishna Basin. Mr. Ramachandraiah has said that, recently, the Karnataka Government has taken up the construction work illegally for the Upper Tunga Project, and also for the Paragodu Project, which is illegal, and they are going against the decision of the Court. But Mr. Ramachandraiah must bear in mind the Minister is sitting here; I request the hon. Minister--*...Interruptions...* This is the point. What is it? *...Interruptions...* Mr. Ramachandraiah must know that the Upper Tunga Project has been cleared by the Government of India, by the Central Water Commission, after observing all the formaliti*es...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, that is where I object. *...Interruptions...* In spite of the ecological clearance given by the Central Water Commission, and in spite of the direction given by the Bachawat

Award, that water can be used only from dam and not from upstream, the project... *(Interruptions)...*

SHRI H.K. JAVARE GOWDA: Mr. Ramachandraiah, when you were speaking, I heard you very patiently. *...Interruptions...* I heard you very patiently. *...Interruptions...*Madam, this is the point. They have made severe allegations against Karnataka, that they have violated the Bachawat Award. It is not correct. If we had violated the Bachawat Award, the Central Government and the Central Water Commission would not have granted permission.

SHRI C. RAMACHANDRAIAH: Karnataka is a habitual offender. Karnataka is a regular offender... *(Interruptions)...* There is still water. *...Interruptions...*All are complaining; it is not only Andhra Pradesh, but also Tamil Nadu and Pondicherry. *...Interruptions...*

SHRI H.K. JAVARE GOWDA: I will come to that point. *...Interruptions...*

AN HON. MEMBER: Madam, he is calling Karnataka 'a regular offender'! ... *(Interruptions)...*

SHRI M.V. RAJASEKHARAN (Karnataka) : Let Mr. Javare Gowda make his argument on the floor of the House...*Interruptions...*

SHRI C. RAMACHANDRAIAH: He has referred to my name. That is why I am speaking. *...interruptions...*

SHRI H.K. JAVARE GOWDA: I am not making allegations, Madam. This is a problem of life and death for the Karnataka people. Water is not under the control of any State. It is to be shared; I do agree. But to what extent?

Regarding Paragodu Project, I do not know why these Andhra Members are making a hue and cry. *...Interruptions...* Mr Jothi. please listen to me. *...Interruptions...* I tell you why I am submitting this. Kolar is one of the severely drought affected-districts in the country. It is the worst-affected district; worse than Rajasthan. The water is containing fluoride and nitrate. People are drawing water 800 ft. deep, and their teeth have has

become reddish. It is not potable. That is why, the Paragodu Project has started. What is the quantity of water they are going to store? It is only within one TMC of water. You must bear it in mind. What is the hue and cry that you are making? *...Interruptions...*

SHRI C. RAMACHANDRAIAH: You are eating biryani. *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, can't you have some patience? *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, he is totally misleading the House. *...Interruptions...* Let him read the project report. *...Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachndraiah, he has a right to make his point as you had a right to make your point. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, I openly said in the House that we were not against the drinking water scheme. But this particular project is meant for irrigation purpose. That is our objection. I openly said that. *...Interruptions...* I can give you the project report. You study it and come to the House. *...Interruptions...*

THE DEPUTY CHAIRMAN: Just one minute. I leave this matter to the Minister for his clarification. There is dispute between ,two Members of Parliament on a project. Mr. Javare Gowda is saying that it is for drinking water purpose. Mr. Ramachandraiah is saying that it is for irrigation purpose. You clarify it in your reply. *...Interruptions...* Now, it is over. *...Interruptions...* Now, that matter is over. *...Interruptions...*

SHRI S. VIDUTHALAI VIRUMBI (Karnataka) : Madam, the Minister should clarify whether all the dams, which are constructed by Karnataka, are constructed with the concurrence of the Central Government or whether some of the dams are constructed by Karnataka without the concurrence of the Central Government. This should also be clarified. *...Interruptions...*

SHRI H.K. JAVARE GOWDA: Mr. Virumbi, please don't come in my way. *.Interruptions...*You can say when your turn comes. *...Interruptions...Let* me speak. *...Interruptions...*

THE DEPUTY CHAIRMAN: Anyway, please give a detailed report on all the dams constructed within the disputed basins of the river. If you can't give it today, you can lay a report on the Table of the House stating which are the dams constructed with the permission of the Central Government.... *(Interruptions)...*

SHRI M. RAJASEKARA MURTHY (Karnataka) : Madam, as far as Paragodu is concerned, it has already been cleared. The Central Government has given permission. *...Interruptions...*

THE DEPUTY CHAIRMAN: Just one minute. I have already given my ruling. The Minister will come back to the House, if he doesn't have the information to lay on the Table of the House a report on all the dams relating not only to Karnataka but also all the States connected with the water dispute of Krishna and Cauvery. Please bring a report on the dams which are constructed and whether they are constructed with permission or without permission. This is not proper for a Member from one State to say that it is legal and another Member from another State to say that it is illegal. This is passing a bad comment on a particular State and its people.

SHRI H.K. JAVARE GOWDA: Madam, this Paragodu dam, which is being constructed across the Chitravati river in Pennar basin, is intended to provide drinking water to 88 villages and two towns in Kolar district which have been critically suffering from supply of drinking water. The objections of Andhra Pradesh against the Paragodu dam are liable to be rejected. What I mean to say is this. In the judgement in Delhi Municipal Corporation case, the Supreme Court held in 1996 that priority should be given to drinking water than any other purpose. Under these circumstances, one month ago, after complying with all the formalities, the Central Water Commission had sent a team, headed by Mr. Jayasheelan, on 24.6.2003 to verify the project, and it found that it was not for irrigation and it was only for drinking water purpose. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Should I quote from the Karnataka Assembly proceedings? *...Interruptions...*

SHRI H.K. JAVARE GOWDA: Mr. Ramachandraiah, I beg you, please let me speak. ... *(Interruptions)...* I am begging you, let me speak. ... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: Your own Minister told the Assembly that it was for irrigation purpose...*Interruptions...*

SHRI H.K. JAVARE GOWDA: Let me speak. ...*Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Ramachandraiah, can't you have some patience? ...*Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, the Karnataka Minister told the Assembly that it would be used for irrigation purpose. ...*Interruptions...*

THE DEPUTY CHAIRMAN: If you have some information, you can very easily pass it on to the Minister. ...*Interruptions...* Please stop this torture of different Members speaking without my permission. ...*Interruptions...* Will you sit down? ...*Interruptions...*

SHRI C. RAMACHANDRAIAH: He can't be permitted to mislead the House. (Interruptions)...

SHRI H.K. JAVARE GOWDA: I am not misleading the House. ...*Interruptions...*

THE DEPUTY CHAIRMAN: Now, I am requesting the leaders of various political parties, please restrain your Members, if you don't want them to be asked to go out of the House. Please let him finish so that I can stop this discussion. I am waiting for the reply. I am telling it to the leaders. If I am telling him to control others, he should also control himself.

SHRI H.K. JAVARE GOWDA: The Secretary, Central Water Commission visited Paragodu and held discussions with the officials of the Government of Andhra Pradesh and the Government of Karnataka and verified it and stated that it was only for drinking purpose. On verifying... *(Interruptions)...*

THE DEPUTY CHAIRMAN: You have made this point three times. Please sit down.

SHRI H.K. JAVARE GOWDA: Madam, I want to answer one important aspect which they have raised about the Upper Tunga Project.

The Upper Tunga Project (UTP) is taken up for utilization of 12.2 tmc across the river Tunga in the Krishna Basin. This project is lawful since:

(a) The Central Water Commission has granted various clearances from 1993 to 2002. These clearances are on techno-economic aspects and inter-State aspects.

(b) The utilization of 12.2 tmc is within the total allocation of 320 tmc. permissible under Tungabhadra sub-basin and 734 tmc permissible in Krishna Basin as per Scheme 'A' allocations of Tribunal.

(c) The Supreme Court (O.S. I of 1997) while rejecting similar allegations of Andhra Pradesh regarding the Almatti Dam, has categorically held that the allocations of the Tribunal are not project-wise but mass allocations. (2000/9 SCC - page 639)

(d) The clearances once granted by the Union Government are not liable to be reviewed or cancelled particularly when large sums of public money are invested in the project.

Madam, I would like to confine myself to one aspect. I would like to have a clear-cut answer from the hon. Minister. My learned friend, Shri Ramachandraiah, has made serious allegations against the Karnataka Government stating that the Karnataka Government has violated the Bachawat Award and other agreements and has started the construction work illegally. I deny this allegation emphatically. I would like to know from the hon. Minister whether the Andhra Pradesh Government, in violation of the Bachawat Award, has illegally taken up eight projects or not. *...Interruptions...* I am putting this question to the Minister, not to the Member. Madam, the Minister of Water Resources had written letter to the Chief Minister of Karnataka on 20.2.2001.

THE DEPUTY CHAIRMAN: Whose letter is it?

SHRI H.K, JAVARE GOWDA: Shri Arjun Charan Sethi. When the Chief Minister of Karnataka requested the Central Government to ask Andhra Pradesh Government to stop the illegal construction and specifically stated that these were the projects which the Andhra Pradesh Government

was constructing, the same Minister clarified that the Telugu-Ganga project and the Srisailam Left Bank Canal project have not yet been cleared by the Central Water Commission and are 'unapproved projects'. What are they saying? *...Interruptions...* This is the way in which they want to grab the whole water of the neighbouring State. Is this the attitude of the Andhra people? *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, the Chief Minister of Karnataka, the Chief Minister of Tamil Nadu and the Chief Minister of Andhra Pradesh were there at the foundation-laying function of the Telugu-Ganga Project. I am a witness. He is not aware of the facts and he is quoting all these things.

SHRI H.K. JAVARE GOWDA: My last point is..*Interruptions...*

THE DEPUTY CHAIRMAN: If you have any information, why are you reading it? Give it to the Minister.

SHRI C. RAMACHANDRAIAH: I pity is ignorance. *...Interruptions...*

SHRI H.K. JAVARE GOWDA : Madam, they were right on one point. It is an important point. The Supreme Court has held its view regarding liberty to use surplus water. In fact, that is the main contention between Karnataka and Andhra Pradesh. The Tribunal has held that the State of Andhra Pradesh would have liberty to use surplus water without acquiring any rights until the 'B' scheme was enforced by constituting an Inter-State Regulatory Authority either by agreement or by law made by Parliament. The Constitution Bench of the Supreme Court while responding to petition 1/97 filed by Karnataka interpreted the liberty to use surplus water given in the judgement dated 24.4.2000 and held that this cannot be used for construction of any large scale and permanent projects. Now, Andhra Pradesh, is constructing illegal projects...*Interruptions...*

श्री रूमान्डला रामचन्द्रय्या : आंध्र प्रदेश से पानी कर्नाटक को जाता है या कर्नाटक से पानी आंध्र प्रदेश को आता, पहले फारमूला बोलो । आपको कुछ भी नहीं मालूम और आप इल्लीगल, इल्लीगल बोल रहे हैं । क्या इल्लीगल? **...(व्यवधान)...** पानी पीना, बात कहना,पानी **पीना,** बात कहना, क्या मतलब है इसका ? पानी कर्नाटक से आंध्र प्रदेश को आता या आंध्र प्रदेश से कर्नाटक को जाता है, पहले वह समझो **...(व्यवधान)...** आप अपने भाषण से सदन को गुमराह कर हरे हो । जितना कम बात करोगे, उतना अच्छा है **...(व्यवधान)...**

SHRI C. RAMACHANDRAIAH: Madam, I pity his ignorance. What about the water that has been allocated to Karnataka? It is only the waste water that is to be given. In that case, how are their interests affected by it? It is a baseless statement he is making *hers...Interruptions...*

THE DEPUTY CHAIRMAN: Just one second. Mr. Javare Gowda, I am asking you: Does water come from Karnataka to Andhra Pradesh or from Andhra Pradesh to Karnataka?

SHRI C. RAMACHANDRAIAH: Madam, according to him, it is from Andhra Pradesh to Karnataka.

SHRI K.B. KRISHNA MURTHY: Madam, he must be permitted to complete his speech.

SHRI H.K. JAVARE GOWDA: Madam, I am going to conclude now. I am not going to take much time.

THE DEPUTY CHAIRMAN: You didn't answer that question.

SHRI H.K. JAVARE GOWDA: Madam, hon. Members, both from Tamil Nadu and Andhra Pradesh, accused us saying that we are not releasing the water, that we are not being good neighbours. This is the impression they try to make. I want to make a point. There is a river which starts from...

THE DEPUTY CHAIRMAN: You will not start on any river now... *(Interruptions)...* Please stop it... *(Interruptions)...* I am calling Shri Vijayaraghavan *now...Interruptions...* I am not allowing anything new. Please sit down. You have spoken for 20 minutes. It is enough...*Interruptions...* I am not going to allow any starting of river. Two rivers are making enough problems. Yes, Shri Vijayaraghavan.

श्री बालकवि बैरागी: मैडम, एक जवारे गौडा के पीछे 2 रामचद्रय्या पड़ गए, अब वे कैसे बोल सकते हैं? रामचन्द्रय्या और एक जवार गौड़ा , अब कैसे काम्म चले?

SHRI A. VIJAYARAGHAVAN (Kerala): Madam, this is a very serious issue related to the entire Southern States, and we are discussing it in a year when this country has faced an acute shortage of water. As per the

information which has been provided by the Crop Weather Watch Group, The overall position in 70 important reservoirs of the country continues to be critical. The total length shortage in 70 important reservoirs in different parts of the country monitored by the Central Water Commission for the week ending 21.2.2003 was 34.56 billion cubic metres, that is, 26 per cent of the total storage capacity of the full reservoirs, as against 46.46 billion cubic metres on the corresponding date of the previous year, and 58.61 billion cubic metres in the average storage of the last ten years. The storage was less than that of last year's by 11.93 billion cubic metres, and less than the average storage of the last ten years by 24.76 billion cubic metres. This low storage in the reservoirs is mainly due to deficient rains during the last year.

Madam, the problem is very acute. This problem relates to the four States in the southern region. Naturally, such an issue should be resolved through cordial discussions and deliberations amongst these States. But the Central Government also has the responsibility of resolving this problem. In 1998, the Vajpayee Government had claimed that it had got the Cauvery issue almost resolved. But it is now clear that that has been a hollow claim made by the Central Government.

As far as distribution is concerned, the Centre has to play the role of a neutral umpire. We should not create or foster any kind of chauvinistic sentiments among the general public, which tends to limit their negotiating ability and flexibility. Madam, if we try to blow up this issue beyond a limit, then, that itself will create problems in the resolution of the dispute.

I would like to say that the Central Government has to take the initiative in creating an amicable atmosphere for resolving this problem. There are two methods. One is the *pro rata* method. The other is that of meeting the distress situation. On both these, the Central Government should have a specific plan for the resolution of the issue. It may be a long-term solution. But it has to be resolved accordingly. The distress-sharing formula has to be implemented properly. Now this Committee consists of all the four Chief Ministers and it is presided over by the hon. Prime Minister. Once we take a decision there, it has to be implemented. So, this distress-sharing formula must be implemented properly. The Central Government has to take the initiative. That is my humble request. The problem here is that one State does not implement it; then, the other State also does not implement it, and so on. That is not the way. There

should be an egalitarian distribution of water. We have to take into consideration the interests of all the States. Now, I am representing Kerala. We also have some interest here. When this issue came up, we did not try to blow it up beyond a limit. We have our own problems with regard to the sharing of Cauvery water. Whenever there is a problem for Karnataka, it is not about the water coming from the Krishnaraj Sagar; it is always about the water coming from the Cauvery Reservoir. The water is coming from Kerala without any problem. It is then transferred to Tamil Nadu. Actually, we are the losers. It is our share that is going. Now, Krishnaraj Sagar is politically sensitive. There would be problems. That is the situation. Naturally, therefore, the main culprit here is the Central Government. That is my opinion. They are indulging in all this. Madam, for the last three hours, there has been this debate, and those people are simply sitting there, as if they are sitting in the Gallery. What is their responsibility? Mr. Minister, how cruel you are! You came this morning and we have had so much of commotion in this House. We heard people from this side; we heard people from that side. In your reply, is there any specific and concrete programme for resolving this issue? Have you come up with any concrete proposal?

AN HON. MEMBER: He is enjoying.

SHRI A. VIJAYARAGHAVAN: Yes. he is enjoying. This is the tragedy of this country.

SHRI ARJUN CHARAN SETHI: Madam, if I am allowed to speak, I want to say one thing. He should not speak in this manner -- that I am enjoying it. This is not a place tor enjoyment. We are all serious Members of Parliament. We are representing the States. We are discussing a very serious issue. This is not a place for enjoyment.

THE DEPUTY CHAIRMAN: Actually, this is about the sufferings of the people of India, whether they live in the States of Tamil Nadu, Andhra Pradesh, Karnataka or Kerala. Some day, they may go and live in another State. So, it is those who are residing within that area whether they belong to Andhra or Karnataka. You live in Delhi. If there is a water shortage in Delhi, then you suffer. So, nobody enjoys anything..*Interruptions...*

श्री बालकवि बैरागी : मैडम, यदि आपकी टिप्पणी से हमारे जल संसाधन मंत्री जी सहमत हैं तो श्रीमती शबाना आजमी ने जो सजेशन्स दिए हैं, उनको आप मंजूर कर लीजिए । इससे सारा झगड़ा ही खत्म हो जायेगा ।

THE DEPUTY CHAIRMAN: I will explain what he was saying. What he is saying is that if you are not enjoying it and you are also equally sharing the sufferings of the rest of the people in these Southern States, then you might accept the suggestion given by Shabana Azmi. You might ask her to give you the paper. You go through it, and if it is possible, you accept it.

SHRI ARJUN CHARAN SETHI: Madam, the Central Government has not got enough powers to deal with the situation. So many issues are coming up. We don't have enough powers to deal with the situation.

SHRI C. RAMACHANDRAIAH: Where should we go then?

SHRI N. JOTHI: What powers has the Central Government got? *...Interruptions...*

THE DEPUTY CHAIRMAN: It should be discussed in a peaceful manner. Why do you get up? It is a good suggestion. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, the situation was so serious that it has created tension on the borders. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: While replying to the debate, I will, certainly, reply these points. But, so far as using the word 'enjoyment' is concerned, that is not proper.

THE DEPUTY CHAIRMAN: Don't make that allegation. He is not enjoying.

SHRI A. VIJAYARAGHAVAN: Madam, I have got some concrete evidence in this regard. The Minister did not intervene during the course of the debate. In his statement also, there is no concrete proposal. This is a matter related...

THE DEPUTY CHAIRMAN: After listening to the debate, he will reply.

SHRI A. VIJAYARAGHAVAN: Let me say, Madam, acrimonious words used here by hon. Members of one State against another State, but he did not intervene. Why didn't he intervene? He did not intervene because his statement failed to give any concrete proposal. That is the reason. That is why I said so. That is why I was forced to make such an allegation.

THE DEPUTY CHAIRMAN: But, you withdraw that.

SHRI A. VIJAYARAGHAVAN: The Minister should have put forth some concrete solution. Madam, these people always speak about globalisation. What is the global situation? I was reading in the newspapers that in the United States many river disputes have been resolved by inter-State combats. So, you be careful about it because you are a pro-West party. So, this is what is happening in the U.S. and in all over the world. Here also, it has to be resolved amicably. All the issues related to the States should be taken note of.

Madam, with regard to Kerala, I want to say a simple word. I want to know from the hon. Minister whether he will give due share of Cauvery waters to Kerala.

SHRI VAYALAR RAVI (Kerala) : Twenty per cent.

SHRI A. VIJAYARAGHAVAN: Whatever it may be. In regard to the attempts to divert the river, you have to consider the opinion of the respective States. You should not play politics with this kind of an issue. Let there be an amicable solution to this. The Central Government has to take an initiative in this regard. We have to discuss it with all the concerned Chief Ministers. You should try to resolve this issue. You should not use it in the forthcoming elections.

THE DEPUTY CHAIRMAN: Thank you. Now, the discussion is over. *...Interruptions...*Just one second. Let me finish my words. Please sit down. I will ask the Minister to give the reply. I have identified three Members, who will put one, one question only. They will make no speech. Mr. Jothi, you will put one question; one question only, no *bhashan.*

SHRI N. JOTHI: Madam, I will abide by your decision. I always obey court orders. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, Mr. Chandra Sekar Reddy also wants to speak.

SHRI RAVULA CHANDRA SEKAR REDDY (Andhra Pradesh) : Madam,...

THE DEPUTY CHAIRMAN: I will allow you. I have stated that you are one of the three Members. *.../nterruptions...*

SHRI N. JOTHI: Madam, I have already formulated my question. I will just put that question. *...Interruptions...*

THE DEPUTY CHAIRMAN: I know it. Please sit down. I have identified the Members who would put questions. Trust the Chair some time. *...Interruptions...* Let me finish first. You cannot have two channels. *...Interruptions...*

SHRI RAVULA CHANDRA SEKAR REDDY: Madam, two Members from Karnataka have been allowed to make big speeches on the same subject.

THE DEPUTY CHAIRMAN: He is not from Karnataka. *...Interruptions...*

SHRI RAVULA CHANDRA SEKAR REDDY: On one issue, they were allowed to make lengthy speeches. *...Interruptions...*

THE DEPUTY CHAIRMAN: I will allow you. Please sit down. *...Interruptions...* Let him put a question. Then, you will put a question. *...Interruptions...No;* Mr. Javare Gowda, please sit down. *...Interruptions...*

SHRI RAVULA CHANDRA SEKAR REDDY: They come from the same State. *...Interruptions...*

THE DEPUTY CHAIRMAN: I will allow you. How can I allow when two Members speak together? I don't understand. Do you want to speak together with Mr. Jothi? Then speak, but nothing will be heard. I said, after Mr. Jothi, you are going to speak. Only questions and no speech, please.

SHRI N. JOTHI : Hon. Minister, Sir, you are aware that there is a continued disobedience of the Cauvery River Authority orders and continued disobedience of the Supreme Court order by Karnataka. You are aware that whatever you are ordering, they are not honouring it. *...Interruptions...*

SHRI H.K. JAVARE GOWDA: *Madam..Interruptions...*

SHRI N. JOTHI: I decide on how to formulate questions, and not he.

Under such circumstances, have you ever looked into article 355 of the Constitution of India? Will it not give enough powers to you to use the authority of the Central Government against the erring State Governments, in spite of your orders and the Supreme Court's orders? Then, have you taken any decision to take control of the Krishna Raja Sagar dam, the Harangi dam, the Hemavati dam, and the Kabini dam, so as to see that the order of the Cauvery River Authority, headed by the Prime Minister and the order of the Supreme Court are implemented, and, to ensure that have you ever taken any steps under article 355? If you have not taken any steps, will you, at least, in future, take steps so that they will keep quiet, in future, and they know how to obey the orders? Have you ever attempted on these lines? Please see article 355. It clearly says that the Central Government can issue orders to the State Governments to obey orders; if not, enforce article 356-dismissal. Have you ever attempted? Don't say that you don't have powers. It is shameful to say that you don't have powers. Please understand your powers. If I were in your place. I would have usurped powers sky-high. *...Interruptions...*

SHRI RAVULA CHANDRA SEKAR REDDY : Thank you, Madam. I come from the most backward district of Andhra Pradesh, Mahboobnagar, wherein the Rajoli Banda Diversion Scheme is expected to flow about 15.9 tmc of water. By virtue of the high-handedness of Karnataka, we are not getting water into that district. Whereas they are entitled for only 1.2 tmc, they are drawing more than 6 tmc of water. Is it not a fact? Let the hon. Minister answer this.

As far as the irrigation in Karnataka is concerned, on Tungabhadra river, there are 1120 pumpsets in 32 villages irrigating about 46,000 acres in the Karnataka area on the upstream of the Rajoli Banda Diversion Scheme.

The other aspect is the Paragodu project. My friend stated that it is only for drinking water purpose. But the Irrigation Minister of Karnataka, on 2.5.2000, made a speech in the Karnataka Assembly wherein he asserted that it not only gives water to Bagepalli and Gudibanga towns, but the project would also irrigate 589 acres of land. This is the statement of the Karnataka Irrigation Minister on the floor of the Legislative Assembly on 2nd May, 2000. Is it not a fact? The hon. Minister has to clarify on this point.

The other aspect is, when he was saying about the surplus water, Andhra Pradesh is entitled to use..*Interruptions...*

THE DEPUTY CHAIRMAN: Mr. Javare Gowda, will you keep quiet? *...Interruptions...*

SHRI RAVULA CHANDRA SEKAR REDDY: Madam, I need not take tips from him on how to put questions on the floor of the House.

As far as the surplus water is concerned, Andhra Pradesh is entitled to use it by virtue of the Bachawat Tribunal Award. In the presence of the then Prime Minister, late Smt. Indira Gandhi, three Ramas were present--Ramakrishna Hegde, NT. Rama Rao, and M.G. Ramachandran -- when the Telugu Ganga project's foundation stone was laid. The hon. Minister has to clarify whether it is a fact or not. The other point that I submit is that the Government of India is duty bound under article 256 and article 262. Article 262 deals with the inter-State disputes where is the bounden duty of the Government of India that they should interfere and sort out the issue. By virtue of article* 256, they can direct any State in the event of violation of any order of a Tribunal. It is the bounden duty of the Government of India to direct the erring State to stop illegal constructions more particularly on the Krishna and Tungabhadra rivers, which is adversely affecting the interests of Andhra Pradesh. My learned friend was arguing that the projects constructed in Andhra Pradesh are in no way affecting Karnataka. It is a lower riparian State. Any number of projects constructed in Andhra Pradesh will not adversely affect Karnataka. Water does not flow upwards. He has to bear this fact in his mind. I request the hon. Minister see that all the unauthorised projects are stopped at once. It is the boundenduty of the. Government of India to come to the rescue of the State of Andhra Pradesh. We are suffering a lot due to drought. God has given the water, but 'Poojaris' in Karnataka are obstructing water and

swallowing the water which is meant for Andhra Pradesh. It is the duty of the Government of India to help the State of Andhra Pradesh. Thank you.

SHRI M.V. RAJASEKHARAN (Karnataka): Madam. I thank you for giving me this opportunity. *...Interruptions...* I am going to put very short questions. *...Interruptions...* One question is with regard to Krishna and the other is with regard to Cauvery. Madam, our Government has time and again been writing letters addressed to the Central Water Commission as well as the Ministry of water resources to constitute a Tribunal for Krishna water. Unfortunately, the Central Government is delaying and as a result what is happening today that Telugu Ganga Project which is unauthorisedly being taken up by Andhra Pradesh...*Interruptions...*Then they have the *Srisailam... (Interruptions)...* Please allow me to speak. *...Interruptions...* You have already spoken. *...Interruptions...*Please allow me to place my views before this House. Then they have Srisailam Left Bank Canal, Srisailam Right Bank Canal, Bhima Lift Irrigation, Pulichintala Project, etc. Then they have the drinking water supply to Hyderabad and Secunderabad cities from Srisailam Left Bank Canal project. They have also drinking water supply to Tirupathi from Telugu Ganga Project. These are unauthorised construction which the Andhra Pradesh has taken up. These should be stopped immediately. *...Interruptions...* I would like to know when the Government would take a decision against them. Another point is that they are constructing permanent constructions with regard to Veligonda Project, Handriniva Project and Galerunagar Project. These are the things which are not allowed to be constructed because they are constructing them to utilise the surplus water. Therefore, I would like to ask the Central Government when they are going to constitute the Krishna Water Tribunal because it has been mentioned that it is the responsibility of the Tribunal to allocate water. Unless the Tribunal is constituted, no allocation can take place. Unfortunately, the people of Andhra Pradesh are trying to rush through the whole construction work and they would like to create a *fait accompli* so that they can enjoy the rights of utilising water forever. Therefore, Madam, I once again request that the Government to let me know when they are going to constitute the Tribunal. It should be done as early as possible. This is with regard to Krishna.

With regard to Cauvery, I would submit that our Chief Minister, time and again, has been writing to have an expert committee to meet as early as possible to assess the surplus water and what is being called the

sharing of water' during the distress time. Unfortunately, again the Central Government is just sitting and sleeping over the files. I would like to know from the hon. Minister when he is going to allow the Standing Committee to meet and place all the statistics before it. As you know, Madam, there is only one difference. The Government of Tamil Nadu would like to have the measurement taken with regard to outflow or inflow of the Mettur Dam. As the Central Government has already set up a monitoring committee we are demanding that to monitor it at Biligundlu as sole measuring point that has to be taken care. So, this is the point. When is the Standing Committee, which has already been revived, going to meet; and when are they going to submit their report so that the Central Government can take a decision with regard to the sharing of water during the distress period. Thank you.

SHRI ARJUN CHARAN SETHI : Madam Deputy Chairperson, I am thankful to the hon. Members who have participated in the Calling Attention on the situation arising out of disputes over the sharing of inter-State river waters, waters of Cauvery and Krishna rivers.

Madam, I would not like to go into the details of the issue because if I go into the details of the issue, there will be repetition. So, I do not want to take the valuable time of the House.

First, I will deal with the Cauvery river water dispute. Then, I will come to Paragodu and Upper-Tunga project of the Krishna Basin. We know the development of water resources through various projects is done by the respective State Governments in their territories. The development of inter-State rivers is governed according to the existing agreements between the States or the Tribunal awards where such awards are available. Any issue raised by different States regarding violation of various provisions of the existing agreement(s) or of Tribunal award, has to be resolved through mutual negotiations between the States, without the assistance or with the assistance of the Central Government. The hon. Members have raised the issue connected with the construction of projects in Krishna and Pennar Basin, by the State of Karnataka, allegedly in violation of the provisions of the Krishna Water Dispute Tribunal and the old existing agreement on the Pennar Basin between the erstwhile Madras Presidency and the Mysore State. A reference has been made of certain projects being taken up by the Government of Karnataka causing problems for Andhra Pradesh, being the lower riparian State, particularly Upper-Tunga project in Tungabhadra

sub-basin and Paragodu Dam on Chitravathi river in Pennar Basin. These projects and other related issues were discussed in the Inter-State meeting under the Chairmanship of the Chairman of the CWC when this matter came up before Chairman. This meeting was held under the Chairmanship of the CWC oh 27"' June, 2003 convened by him. The issues to which the hon. Members from Andhra Pradesh have drawn the attention of the Government have been taken up with the Government of Karnataka. I assure the hon. Members that the Central Government will provide all assistance to solve the problem keeping in view the interests of all party-States. I would also like to inform the House that the Central Government will, as has been demanded by many hon. Members here, constitute the second Tribunal on Krishna waters very soon and it is at the advanced stage of constitution.

SHRI M.V. RAJASEKHARAN: We would like to know about the date.

SHRI JANARDHANA POOJARY: Madam, eleven months are already over.

SHRI C. RAMACHANDRAIAH: The Government has to constitute it by September, 2003.

SHRI ARJUN CHARAN SETHI: Madam, the Government is likely to constitute the Tribunal within fifteen days. If it is not constituted within fifteen days, I hope, certainly, it will be constituted within one month. This is the deadline. Only Cabinet has to approve it. It will be done very soon. I hope, we -- with the cooperation of the hon. Members, and accommodating response from the State Governments -- will be able to find an amicable solution to the concerns expressed here.

So far as Paragodu and Upper-Tunga projects are concerned, it had been brought not only to the notice of the Ministry of Water Resources, but also to the notice of the hon. Prime Minister and the Deputy Prime Minister. We have already sent one of our senior officers to the project sites'. He has submitted the report. In the mean time, a technical committee, consisting of experts from Andhra Pradesh and Karnataka, has also been constituted by the Central Water Commission. They have discussed these projects. The summary of that meeting is here before me.

I would like to cite a few sentences from that. These are very much relevant to this particular discussion. Madam, summing up the discussion, the Chairman, CWC, said, "The Paragodu project, as proposed by the Government of Karnataka, and reiterated by them at this meeting, in written response to the concerns of Andhra Pradesh Government, appears to be a drinking water project." *...Interruptbns...Just* listen to me. *...Interruptions...* It appears to be a drinking water project. If it is a drinking water project, then, the Government of Karnataka should adhere to the norms set up by the Central Public Health, Environmental Engineering Organization. So, we have already issued a letter to the Government of Karnataka in this regard. They should adhere to the norms of this organization; otherwise we will be compelled to take appropriate action. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: What about the statement made by the Minister on the floor of the Karnataka Assembly that water would be given to 589 acres of land?

THE DEPUTY CHAIRMAN: Let him answer. Please don't interrupt.

SHRI C. RAMACHANDRAIAH: Madam, this is a very relevant question. *...Interruptions...*

THE DEPUTY CHAIRMAN: He will answer everything. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: Madam, this has been brought to my notice only today. I will certainly take it up at appropriate level. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam, it is totally false. Our CM had brought it to his notice. We had written a letter in this regard. A Parliament delegation... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Please sit down, Mr. Ramachandraiah. Your statement is being withdrawn. Either you withdraw yourself, or.... When the Minister says that he heard it only today, on what basis do you say that it is false?

SHRI C. RAMACHANDRAIAH: Our CM had led a delegation. *...Interruptions...* My Chief Minister led the delegation. *...Interruptions....*

SHRI ARJUN CHARAN SETHI: Mr. Ramachandraiah, please hear me. ... *(Interruptions)...*This particular proceeding of the Karnataka Assembly was brought to my notice at this point of time. *...Interruptions...*So, I had no prior knowledge about it. So, certainly, the hon. Chief Minister... *(Interruptions)...*

THE DEPUTY CHAIRMAN: You must give the benefit of doubt to the Minister. You withdraw your statement. ... *(Interruptions)...* Let him finish. *...Interruptions...*

SHRI JANARDHANA POOJARY: You can tell, Madam, whether it is a fact that the drinking water contains 31.9 per cent fluoride or not. Is it not crippling the children there? *...Interruptions...*

SHRI ARJUN CHARAN SETHI: Madam, this particular issue is not relevant to this particular subject. *...Interruptions...*

THE DEPUTY CHAIRMAN: I feel that it will be better if the Minister, on his own, replies to the question than be prompted by other Members as to what he should say. So, you say what you want to say in reply to all the queries made in the House.

SHRI ARJUN CHARAN SETHI: Madam, in this particular meeting also, another important issue was discussed about Upper-Tunga Irrigation Project. The issue of giving clearance by the Central Water Commission or my Ministry to Upper-Tunga Project was also discussed in that particular meeting. In that particular meeting, the Chairman of the Committee had already assured the Secretary and the officers who were present in the meeting that if there is any arithmetical error here and there, certainly, it will be looked into. While clearing the Upper-Tunga Project; while giving technical approval to the Upper-Tunga Project, if there is any technical error, certainly, it will be looked into!.. .*Interruptions...* Just a minute.-... *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: What is this technical error, Mr. Minister? *...Interruptions...*320 tmc of water has already been utilised by Karnataka. ... *(Interruptions)...* They have filed an affidavit in the Supreme Court in the Almatti case that more than 322 tmc of water... *...Interruptions...* And still you are saying that if there is any arithmetical error, it will be looked into. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: Just allow me to speak. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: Are you aware of the fact that an affidavit has been filed in the Supreme Court in Almatti case that they have been utilising more than 320 TMC of water right from 1980-81? *...Interruptions...They* have filed an affidavit..*Interruptions...*We brought it to your notice *...Interruptions...*

SHRI H.K. JAVARE GOWDA: It is not correct. *...Interruptions...*

SHRI M.V. RAJASEKHARAN: They can file what they want. *...Interruptions...*

SHRI C. RAMACHANDRAIAH: The Karnataka Government has filed an affidavit in the Supreme Court that they are utilising more than 322 tmc of water right from 1980-81. *...Interruptions...*

THE DEPUTY CHAIRMAN: Will you take your seat, please? ... *(Interruptions)...* Please sit down. ... *(Interruptions)....*The Minister has to reply and not the Members of the House. ... *(Interruptions)...*They have made their point, let the Minister reply. *...Interruptions...*

SHRI KAPIL SIBAL(Bihar) : Madam, today has been a day of South-South dialogue. *...Interruptions...*

DR. V. MAITREYAN: At least, this time we are hearing South-South, otherwise, we hear only North all the time. *...Interruptions* हमने कितनी बार हाऊस में कश्मीर के बारे मे सुना है , कितनी बार ...(**व्यवधान**)... साउथ भी भारत का हिस्सा है । ...(**व्यवधान**)...

SHRI S.S. CHANDRAN (Tamil Nadu) : This House is mini-India. *...Interruptions...*

THE DEPUTY CHAIRMAN: Yes, you speak, Mr. Minister.

SHRI ARJUN CHARAN SETHI: Madam, I would like to bring to your kind notice as well as to the notice of the hon. Members of this House that one stipulation of the Krishna Water Dispute Tribunal is there that

4.00 P.M.

whatever quantity of water is utilized, as per the allocations by the award of the Krishna Water Tribunal, they have to, certainly, exchange such information to the Central Government and party States. It is binding not only on the Government of Karnataka, but also on the Government of Andhra Pradesh and that particular region. But, they are not giving the information regarding water utilisation, on their part about their share. As we are not getting any information from the respective States, it is, certainly, difficult on the part of the Central Government to arrive at a conclusion as to how much water each State Government is utilizing in their respective States. We have repeatedly requested them. Not only are we requesting, but the Award has been stipulated that both the States ought provide the information and it is binding on them.

THE DEPUTY CHAIRMAN: What is the internal mechanism you have, within your power? If the State Governments do not give you the report, what can the Central Government do?

SHRI ARJUN CHARAN SETHI: Madam, on this particular issue, the KWDT award is binding on all the States in the region. The Central Government and the concerned State Governments have to obey the awards given by that particular Judicial Authority. In that particular Award it has been clearly mentioned that they have to inform the Central Government how much utilisations of allocated water has been made as per the Award and how much they have utilised in a given period of time. The Governments of both the States are not complying with that; as a result of -certainly, there might be some error here and there - that we have requested both the State Governments to give us the information regarding how much they have utilised.

THE DEPUTY CHAIRMAN: All those Members who are making very emotional speeches -- this is for both the States about which he has mentioned --kindly tell their respective State Governments to send a detailed report as required by the Authority...*Interruptions...*

SHRI C. RAMACHANDRAIAH: Madam...*Interruptions...*

THE DEPUTY CHAIRMAN: Let me complete...*fntenuptions...*

SHRI C. RAMACHANDRAIAH: Madam, I can quote what he has denied... *(Interruptions)*...

THE DEPUTY CHAIRMAN: Let me complete. ... *(Interruptions)*... Sit dowa..*Interruptions*...Mr. Ramachandraiah, please have some patience. If they have not sent, they should furnish the record so that we can get the information. It is not only for the three-four States that we are talking about. The House has the right to know. आप बोलिए, आप जवाब दीजिए ।

...Interruptions...

SHRI JANARDHANA POOJARY: Madam, there is a mechanism constituted by them. It is working..*Interruptbns*...Karnataka and Tamil Nadu. I Jiave referred to...*Interruptbns...Time-bell)*

SHRI M. V. RAJASEKHARAN : Here is a letter from you... *(Interruptions)...*

THE DEPUTY CHAIRMAN: Mantriji, आप बोलिए, आप जवाब दीजिए ।*...Interruptions...*

SHRI ARJUN CHARAN SETHI: In the absence of any data being made available to the Central Government -- whatever award has been stipulated in the absence of these datas - the return flow of the rivers/regeneration is being taken into account for clearing the projects, as has been envisaged in the KWDT. So, this is the *situation..Interruptbns...*

THE DEPUTY . CHAIRMAN: Let him finish, Mr. *Poojary...Interruptions...* I am not allowing. Let him finish...*Interruptbns...* Nothing is going on record...*Interruptions..* आप बोलिए, कोई बीच में डिस्टर्ब नहीं करेगा ।

Let him finish...*Interruptions...*

श्री राजू परमार : अहलुवालिया जी, आप बार-बार

उपसभापति : आप किसलिए खडे हो रहे हो? आपका तो इससे कोई ताल्लुक भी नहीं है । बैठिए । मंत्री जी, आप बोलिए । आप जवाब देकर खत्म कीजिए ।

SHRI ARJUN CHARAN SETHI: Madam, regarding the Cauvery Water disputes, it is a fact that Karnataka has to release 205 TMC of water to the Mettur reservoir every water year but this award is valid when

monsoon is good and rainfall is normal in the Cauvery basin. This is the interim award of the Cauvery Water Dispute Tribunal. But, in an abnormal year, when there is a failure of monsoon and no adequate storages available in the reservoirs. The Cauvery Water Dispute Tribunal has also stipulated or given its award that *pro rata* sharing of the distress should be done. Since there has been a failure of monsoon in the particular region this year and last year, we have already convened a meeting of the CMC, that is, Cauvery Monitoring Committee a number of times. In that meeting, an expert group has been constituted and they have met twice and different State Governments have been requested to give suggestions on how to share the distress. From the side of the CMC, it has also suggested a formula for their assessment. When it is accepted, certainly, we will be in a position to share the distress prevailing at present.

DR. V. MAITREYAN: What is the timeframe? *...Interruptions...*

THE DEPUTY CHAIRMAN: Sit down...*Interruptions...* Sit down please.

SHRI N. JOTHI: There is no sharing formula as on today.. *(Interruptions)...*

THE DEPUTY CHAIRMAN: If you do not allow him to complete his speech, I will ask him to leave. You want him to give a reply or not. The whole day, we have been discussing the water dispute. You are not even allowing him to speak. He didn't disturb you. He listened to your speeches. Now, he is replying. You listen to him. *...Interruptions...*

SHRI N. JOTHI: A formula is there. *...Interruptions...*

THE DEPUTY CHAIRMAN: No, No. Sit down. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: There is no formula. *...Interruptions)* ....

THE DEPUTY CHAIRMAN: Please sit down. *...Interruptions...* Mr. Minister, you don't respond to anything. You just answer the questions which were put to you during the debate.

SHRI ARJUN CHARAN SETHI: This sub-group met twice - on 24.6.03 and on 7.7.03. On 7.7.03, the designated representative of Karnataka submitted a proposal on sharing of Cauvery water during the situation of distress. During the second meeting, the Chairman of the subgroup requested comments of other basin States on the proposal within a week's time. The comments of Tamil Nadu were received on 21.7.03. The proposal submitted by Karnataka during the second meeting of sub-group and comments received from Tamil Nadu on the proposal submitted by Karnataka will be discussed by the Cauvery Monitoring Committee in the next meeting, which will be held shortly. This is the reply to the question as to when the meeting will be held. It will be held very soon within a week 2 or so. Now, I would like to respond to questions put by hon. Members. Madam, hon. Member, Shri Jothi asked: "Why are you not applying Article 355 when repeatedly the Government of Karnataka is defying the orders of the CRA as well as the orders of the Supreme Court and orders of the award?" Madam, this is certainly an extreme step. *...Interruptions...*

SHRI N. JOTHI: You do it. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: This is certainly an extreme step. We are trying to resolve the issue amicably through discussion and deliberation and in an cordial atmosphere. If we take this kind of step, certainly we will create *...Interruptions...*

SHRI M.V. RAJASEKHARAN: The hon. Minister cannot make a statement when the State Government is *...Interruptions...*

THE DEPUTY CHAIRMAN: What can I do? *...Interruptions...* Sit down. *...Interruptions...*

SHRI ARJUN CHARAN SETHI: Moreover, the issue is pending before the judicial body. The Cauvery Water Dispute Tribunal is still there. It has given only an interim award. The final award is yet to be submitted. Whatever issue you are raising here, you raise it before the Tribunal. The Tribunal can certainly adjudicate the issue because it is still functioning. So far as adverse remarks made against the functioning of the CRA and the Ministry are concerned, I only appeal to all the hon. Members that by rousing this kind of emotion or creating noisy scenes, we cannot help resolve the issue. So, we should have patience because this is a very

contentious issue. Only through discussion and deliberation, in an amicable manner, this kind of an issue can be dealt with and solved. It will be good to the States and to the country, as a whole. We are living in one country. We are not from different countries. We are all Indians. We are one. So, we must think of the country and nation as a whole. With these words, I conclude.

THE DEPUTY CHAIRMAN: Now, the matter is *over... (Interruptions)... We* will now take up the Merchant Shipping (Amendment) Bill, 2003.

SHRI C. RAMACHANDRAIAH: Madam, one question.

THE DEPUTY CHAIRMAN: Matter is over.

SHRI C. RAMACHANDRAIAH: I want to show a letter... *(Interruptions)...*

AN HON. MEMBER: Madam, matter is not over, matter remains.

THE DEPUTY CHAIRMAN: Yes, the debate is over; the matter remains.. *(Interruptions)...*

SHRI C. RAMACHANDRAIAH: The Minister has- made a statement...*Interruptions...* which I want to bring to your notice.

THE DEPUTY CHAIRMAN: It is over. The Minister has left. You can give it to him in the Lobby. The matter is closed for us.

THE MERCHANT SHIPPING (AMENDMENT) BILL, 2003

THE MINISTER OF SHIPPING (SHRI SHATRUGHAN SINHA): I move :

> "That the Bill further to amend the Merchant Shipping Act, 1958, be taken into consideration."